

Grand Jury Report

RESPONSE FORM

Grand Jury Report Title: *Covering Your Asphalt*

Report Dated: *June 6, 2011*

Response Form Submitted By:

Kendall Smith – Chair
Mendocino County Board of Supervisors
501 Low Gap Road
Ukiah, CA 95482

Response *MUST* be submitted, per Penal Code §933.05, no later than:

September 23, 2011

I have reviewed the report and submit my responses to the FINDINGS portion of the report as follows:

- I (we) agree with the Findings numbered:
4, 6, 11, 12 -14, 18, 20, 24 - 26, 28, 42, 47
- I (we) disagree wholly or partially with the Findings numbered below, and have ***attached, as required***, a statement specifying any portion of the Finding that are disputed with an explanation of the reasons therefore.
3, 5, 10, 15 - 17, 19, 22, 23, 27, 29, 34 - 41, 43 - 46, 48 - 50

I have reviewed the report and submit my responses to the RECOMMENDATIONS portion of the report as follows:

- The following Recommendation(s) have been implemented and ***attached, as required***, is a summary describing the implemented actions:
5, 6, 14, 15
- The following Recommendation(s) have not yet been implemented, but will be implemented in the future, ***attached, as required*** is a time frame for implementation:
1, 2

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The following Recommendation(s) require further analysis, and **attached as required**, is an explanation and the scope and parameters of the planned analysis, and a time frame for the matter to be prepared, discussed and approved by the officer and/or director of the agency or department being investigated or reviewed: (This time frame shall not exceed six (6) months from the date of publication of the Grand Jury Report)

The following Recommendations will NOT be implemented because they are not warranted and/or are not deemed reasonable, **attached, as required** is an explanation therefore:

3, 7 - 13, 16

I have completed the above responses, and have attached, as required the following number of pages to this response form:

Number of Pages attached: 1

I understand that responses to Grand Jury Reports are public records. They will be posted on the Grand Jury website: www.co.mendocino.ca.us/grandjury. The clerk of the responding agency is required to maintain a copy of the response.

I understand that I must submit this signed response form and any attachments as follows:

First Step: E-mail (word documents or scanned pdf file format) to:

- The Grand Jury Foreperson at: grandjury@co.mendocino.ca.us
- The Presiding Judge c/o Sally Nevarez: sally.nevarez@mendocino.courts.ca.gov
- The County's Executive Office: angeloc@co.mendocino.ca.us

Second Step: Mail all originals to:

Mendocino County Grand Jury
P.O. Box 939
Ukiah, CA 95482

Printed Name: Kendall Smith

Title: Chair, Board of Supervisors

Signed: Kendall Smith

Date: 9/13/11

ATTEST:
Carmel J. Angelo, Clerk of the Board
Mendocino County Board of Supervisors

[Signature] DEPUTY

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Findings 3, 5: The Board of Supervisors incorporates by reference herein, the response prepared by the Mendocino County Department of Transportation.

Finding 10: The Board of Supervisors agrees with this finding, with the additional information that there is a Land Improvement Division within the Department.

Findings 15 - 17, 19, 22, 23, 27, 29, 34 - 41, 43 - 46, 48 - 50: The Board of Supervisors has no specific information regarding these findings and therefore incorporates by reference herein, the responses to findings prepared by the Mendocino County Department of Transportation and CEO.

Recommendations 1, 2: The Board of Supervisors incorporates by reference herein, the response prepared by the CEO.

Recommendation 3: This recommendation is unnecessary due to a change in legislation; the Declaration of Emergency has to be renewed every 30 days.

Recommendation 5: The Board of Supervisors incorporates by reference herein, the response prepared by the General Services Agency.

Recommendations 6, 7, 13, 15, 16: The Board of Supervisors incorporates by reference herein, the response prepared by the Mendocino County Department of Transportation.

Recommendation 8: This recommendation will not be implemented by the Board of Supervisors. The responsibility for resolving employee issues/discontent is that of the department, Human Resources, and the Chief Executive Officer.

Recommendations 9, 11, 12, 14: The Board of Supervisors has no supervisory authority over the day to day operations of the Mendocino County Department of Transportation, as that is the responsibility of the department head and the Chief Executive Officer. The Board encourages the Chief Executive Officer to work with the department head to accomplish, to the extent possible, the recommendations. The Board of Supervisors incorporates by reference herein, the response prepared by the Department of Transportation and CEO.

Recommendation 10: This recommendation will not be implemented by the Board of Supervisors. The responsibility for the management reporting structure is that of the department.