

**Grand Jury Report
RESPONSE FORM**

Grand Jury Report Title : MEASURE B RE-EXAMINED

Report Dated : June 1,2022

Response Form Submitted By:

Auditor-Controller/Treasurer Tax-Collector
501 Low Gap Road
Ukiah, CA 95482

Response MUST be submitted, per Penal Code §933.05, no later than:
September 12, 2022

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:

- 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.
F4, F5

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

- The following Recommendation(s) have have been implemented and **attached, as required**, is a summary describing the implemented actions:

- 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:

- 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)

R3

- 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:

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:

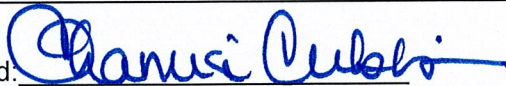
- The Grand Jury Foreperson at: grandjury@mendocinocounty.org
- The Presiding Judge: grandjury@mendocino.courts.ca.gov
- Please also send a courtesy copy to: The County's Executive Office: ceo@mendocinocounty.org

Second Step: Mail all originals to:

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

Printed Name: Chamise Cubbison

Title: Auditor-Controller/Treasurer Tax-Collector

Signed:  Date: September 10, 2022

REQUIRED RESPONSES:

FINDINGS

F4. A required function of the B Committee is to review annual audits and to ensure transparent use of funds. Annual independent audits of taxpayers' money were not performed resulting in no definitive answer to what funds are available or have been expended.

The Auditor-Controller/Treasurer Tax-Collector disagrees partially. The Auditor-Controller agrees that a required function of the Measure B Committee is to review the annual audits and that there were no audits conducted for fiscal years 2017-18 and 2018-19. Audits have been performed for fiscal years 2019-20 and 2020-21. It should be noted that an audit will only result in an opinion of whether the County complied with the expenditure restrictions in Chapter 5.180 of the Mendocino County Code entitled the "Mental Health Treatment Act" and will not result in a financial report or in-depth analysis. Financial information is available from the County staff supporting the Measure B Committee and handling the day-to-day activities related to the programs and projects funded by the Measure. The first partial year of activity for Measure B (Fiscal year 2017-18) had very few transactions. There were five entries for revenue which totaled \$1,606,671.22 and four entries for expenses which totaled \$199,047.91 (costs for the Kemper Report and the election). For the fiscal second year 2018-19 there were revenue entries for a total of \$8,624,842.64 and expenditures of \$31,389.14. The Auditor-Controller did not arrange for the contract for the initial independent audits that were conducted and does not know the basis used for determining the scope and years to be audited.

F5. The first 15 months of operations are excluded from the commissioned audits. Not starting from day one does not give a complete financial picture.

The Auditor-Controller/Treasurer Tax-Collector disagrees partially. The first partial fiscal year 2017-18 and fiscal year 2018-19 were not included in the initial audits conducted. However, financial information is available from the County staff supporting the Measure B Committee and handling the day-to-day activities related to the programs and projects funded by the Measure. It should be noted that an audit will only result in an opinion of whether the County complied with the expenditure restrictions in Chapter 5.180 of the Mendocino County Code entitled the "Mental Health Treatment Act" and will not result in a financial report or in-depth analysis.

RECOMMENDATIONS

R3. the County Auditor ensures annual independent audits be conducted of Measure B funds as required, commencing with the initial funding of the measure and to include election and consultant costs. (F4, F5)

Implementation of the recommendation requires further direction by the Board of Supervisors as to the scope of the audits and the Budget Appropriations necessary to procure the services of an independent auditor. It is anticipated that the audits should be able to be conducted by March 31, 2023.