



SUPERIOR COURT OF CALIFORNIA
COUNTY OF YUBA
215 Fifth Street • Suite 200
Marysville, California 95901

Chambers of
The Honorable
Stephen W. Berrier

Telephone: (530) 740-1800

June 11, 2019

To whom it may concern:


The Yuba County Civil Grand Jury has submitted their report for 2018-2019. The report will be officially released to the public on June 14, 2019.

The County is providing an advance copy to you; however, the Court admonishes you to please not disclose or discuss the information contained in this letter or the report until the public release of the report.

A copy of Penal Code sections 933 and 933.05 is enclosed to assist you in preparing your response to the report. Thank you in advance for your time and attention to this important matter.

Yours very truly,

YUBA COUNTY SUPERIOR COURT



STEPHEN W. BERRIER
Grand Jury Presiding Judge

SWB:kr

California Code, Penal Code - PEN § 933

- (a) Each grand jury shall submit to the presiding judge of the superior court a final report of its findings and recommendations that pertain to county government matters during the fiscal or calendar year. Final reports on any appropriate subject may be submitted to the presiding judge of the superior court at any time during the term of service of a grand jury. A final report may be submitted for comment to responsible officers, agencies, or departments, including the county board of supervisors, when applicable, upon finding of the presiding judge that the report is in compliance with this title. For 45 days after the end of the term, the foreperson and his or her designees shall, upon reasonable notice, be available to clarify the recommendations of the report.
- (b) One copy of each final report, together with the responses thereto, found to be in compliance with this title shall be placed on file with the clerk of the court and remain on file in the office of the clerk. The clerk shall immediately forward a true copy of the report and the responses to the State Archivist who shall retain that report and all responses in perpetuity.
- (c) No later than 90 days after the grand jury submits a final report on the operations of any public agency subject to its reviewing authority, the governing body of the public agency shall comment to the presiding judge of the superior court on the findings and recommendations pertaining to matters under the control of the governing body, and every elected county officer or agency head for which the grand jury has responsibility pursuant to Section 914.1 shall comment within 60 days to the presiding judge of the superior court, with an information copy sent to the board of supervisors, on the findings and recommendations pertaining to matters under the control of that county officer or agency head and any agency or agencies which that officer or agency head supervises or controls. In any city and county, the mayor shall also comment on the findings and recommendations. All of these comments and reports shall forthwith be submitted to the presiding judge of the superior court who impaneled the grand jury. A copy of all responses to grand jury reports shall be placed on file with the clerk of the public agency and the office of the county clerk, or the mayor when applicable, and shall remain on file in those offices. One copy shall be placed on file with the applicable grand jury final report by, and in the control of the currently impaneled grand jury, where it shall be maintained for a minimum of five years.
- (d) As used in this section "agency" includes a department.

California Code, Penal Code - PEN § 933.05

(a) For purposes of subdivision (b) of Section 933 , as to each grand jury finding, the responding person or entity shall indicate one of the following:

- (1) The respondent agrees with the finding.
- (2) The respondent disagrees wholly or partially with the finding, in which case the response shall specify the portion of the finding that is disputed and shall include an explanation of the reasons therefor.

(b) For purposes of subdivision (b) of Section 933 , as to each grand jury recommendation, the responding person or entity shall report one of the following actions:

- (1) The recommendation has been implemented, with a summary regarding the implemented action.
- (2) The recommendation has not yet been implemented, but will be implemented in the future, with a timeframe for implementation.
- (3) The recommendation requires further analysis, with 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 head 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 months from the date of publication of the grand jury report.
- (4) The recommendation will not be implemented because it is not warranted or is not reasonable, with an explanation therefor.

(c) However, if a finding or recommendation of the grand jury addresses budgetary or personnel matters of a county agency or department headed by an elected officer, both the agency or department head and the board of supervisors shall respond if requested by the grand jury, but the response of the board of supervisors shall address only those budgetary or personnel matters over which it has some decision making authority. The response of the elected agency or department head shall address all aspects of the findings or recommendations affecting his or her agency or department.

(d) A grand jury may request a subject person or entity to come before the grand jury for the purpose of reading and discussing the findings of the grand jury report that relates to that person or entity in order to verify the accuracy of the findings prior to their release.

(e) During an investigation, the grand jury shall meet with the subject of that investigation regarding the investigation, unless the court, either on its own determination or upon request of the foreperson of the grand jury, determines that such a meeting would be detrimental.

(f) A grand jury shall provide to the affected agency a copy of the portion of the grand jury report relating to that person or entity two working days prior to its public release and after the approval of the presiding judge. No officer, agency, department, or governing body of a public agency shall disclose any contents of the report prior to the public release of the final report.

NOTE TO RESPONDENTS

The legal requirements affecting respondents and responses to grand jury findings and recommendations are contained in California Penal Code § 933.05. The full text of the law is included herein.

Each respondent should become familiar with these legal requirements and, if in doubt, should consult legal counsel prior to responding.

For the assistance of all respondents, California Penal Code § 933.05 is summarized as follows:

How to Respond to the Findings

The responding person or entity must respond in one of two ways:

1. That you agree with the finding.
2. That you disagree wholly or partially with the finding, in which case the response shall specify the portion of the finding that is disputed and shall include an explanation of the reasons for the disagreement.

How to Report Action in Response to Recommendations

Recommendations by the grand jury require action. The responding person or entity must report action on all recommendations in one of four ways:

1. The recommendation has been implemented, with a summary of the implemented action.
2. The recommendation has not yet been implemented, but will be implemented in the future, with a time frame for implementation.
3. The recommendation requires further analysis. If a person or entity reports in this manner, the law requires that a detailed explanation of the analysis or study must be submitted to the officer, director or governing body of the agency being investigated.
4. The recommendation will not be implemented because it is not warranted or is not reasonable, with an explanation therefor.

Budgetary or Personnel Recommendations

If either a finding or recommendation deals with budgetary or personnel matters of a county department headed by an elected officer, both the elected officer and the Board of Supervisors shall respond if the grand jury so requests. While the Board of Supervisors' response is somewhat limited, the response by the department head must address all aspects of the findings or recommendations.

Appearance Before the Grand Jury

Prior to the publication or release of the grand jury findings, the grand jury may request a personal appearance by the person or entity to discuss the proposed findings.

Time to Respond, Where and to Whom to Respond

Depending upon the type of respondent, California Penal Code § 933.05 sets forth the response times and to whom the response must be made:

1. **Public Agency.** The governing body of any public agency must respond within (90) days. The response must be addressed to the grand jury presiding judge. For fiscal year 2015/16, responses should be forward to:

The Honorable Stephen Berrier
Yuba County Superior Court
215 Fifth Street, Suite 200
Marysville, CA 95901

2. **Elected Official or Agency Head.** All elected officers or heads of agencies which are required to respond must do so within sixty (60) days. The response must be address to the grand jury presiding judge, Stephen Berrier (address above), with a copy provided to the Board of Supervisors.

Yuba County
2018-2019 Grand Jury
Final Report

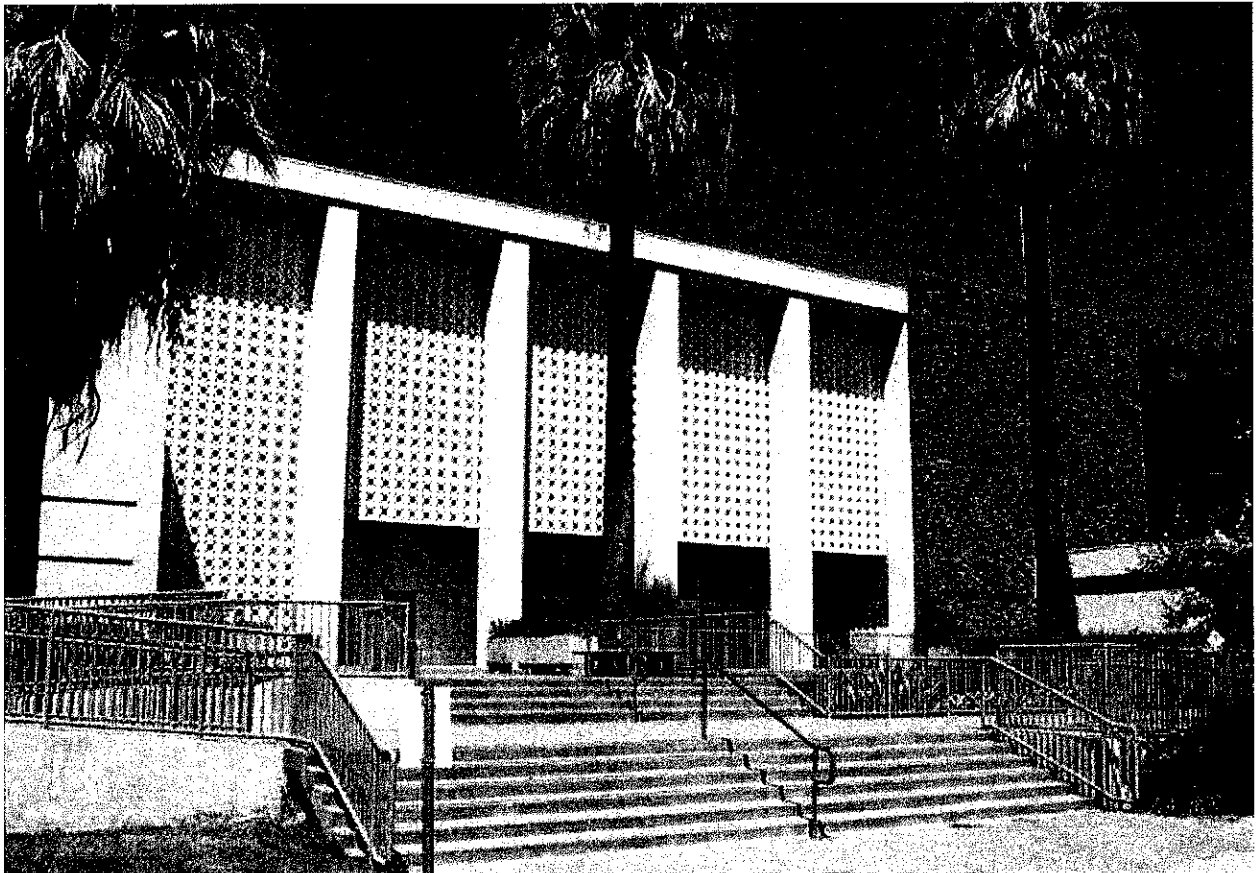
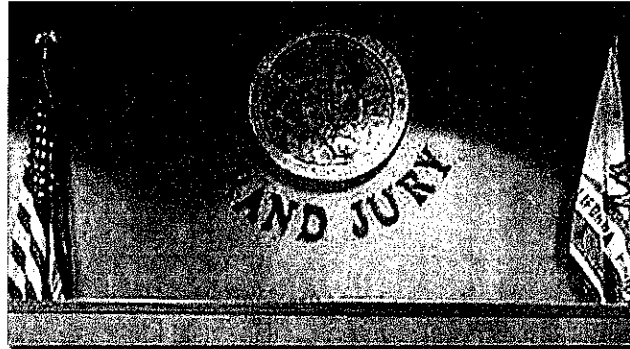


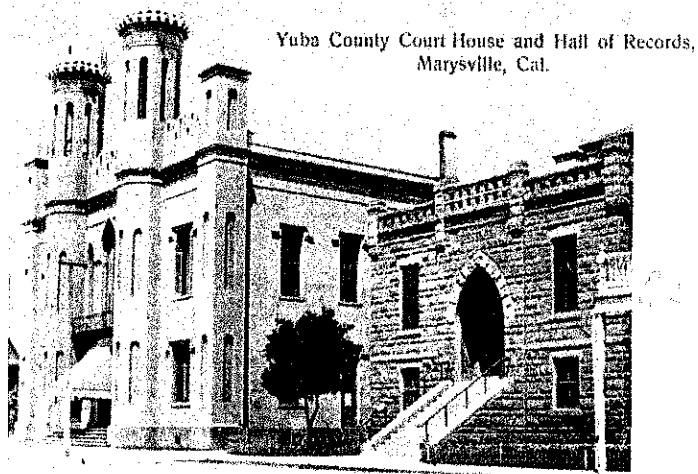
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2018 – 2019



Jesse Arroyo.....Marysville
Yvonne Crist (Librarian).....Olivehurst
Nancy Dresser.....Browns Valley
Trudy Gressley..... (Treasurer).....Plumas Lake
Andrew Haas..... (Foreperson).....Plumas Lake
Andrew Hill.....Forbestown
Dolita Martin.....Marysville
Erin Oakes.....Plumas Lake
Roberta Spear.....Marysville
Patricia Steck.....(Secretary).....Smartsville
Phillip Steck.....Smartsville
Jon Tonsing.....Dobbins
Mark Viviano..... (Foreperson Pro Tem).....Marysville
Norman Wheat.....Wheatland
Patricia Woolery..... (Sgt. at Arms).....Wheatland
Jennifer Young.....Plumas Lake



2018 – 2019 Yuba County Grand Jury

History of the Grand Jury

Other early grand juries performed a variety of administrative functions, including audits of county funds (New Jersey), inspections of public buildings (Carolinas), and review of taxes and public works (Virginia). As such, Virginia grand juries also investigated whether each family planted two acres of corn per person.

In the Colonies, grand juries were considering criminal accusations and investigating government to officials and activities, but with a populist view. Grand jurors included popular leaders such as Paul Revere and John Hancock's brother. These grand juries played a critical role in the pre-Revolutionary period: for example, three grand juries refused to indict John Peter Zenger, whose newspaper criticized the royal governor's sanctions in New York (he ultimately was prosecuted by the provincial attorney, defended by Alexander Hamilton, and acquitted.) Grand juries also denounced arbitrary royal intrusions on citizens' rights, refused to indict the leaders against the Stamp Act of 1765, and refused to bring libel charges against the editors of the Boston Gazette in 1766.

After the Revolutionary War had ended, the new federal constitution did not include a grand jury. Early American leaders such as John Hancock and James Madison objected. Thereafter, the grand jury was included in the Bill of Rights, as part of the Fifth Amendment, which states, "No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the militia when in actual service in time of war or public danger..."

From then, until today, the federal grand jury remains an integral part of the justice system, used by federal prosecutors for a variety of potential crimes. In 1801, a federal grand jury indicted Colonel Aaron Burr for treason. Most recently, federal grand juries considered allegations related to the Oklahoma City and New York Trade Center bombings, President Clinton's conduct both before and during his term of office and the recent claims of wrong-doing by former California Insurance Commissioner Chuck Quackenbush and some associates.

ADOPTION BY THE STATES

As the various states were admitted to the Union and adopted their legal and operating procedures, almost everyone initially included some reliance on grand juries for either (or both) review of criminal indictments or inquiries into government activities. Some states' grand juries were very active in administrative affairs, even including recommending new laws. Others carried out investigations of government officials; one Tennessee grand jury indicted the entire state court of appeals, and another opposed a judge's reappointment on the grounds of "mental imbecility."

Throughout this state-by-state development, the underlying concept remained the same: ordinary citizens, neighbors, and others on grand juries were a necessary part of the government to ensure that public prosecutors were not swayed by personal or political prejudices, and that government officials efficiently and effectively performed their jobs.

Since the mid-1800's, grand juries have been criticized as ineffective or out-of-date by a number of reformers because they were slow, lacked expertise, and on other grounds. Others criticized the "star chamber" atmosphere of secret hearings without customary due process rights.

2018 - 2019 YUBA COUNTY JAIL REPORT



Photo taken by a Grand Jury member

issues and coming up with solutions in order to better serve the needs of inmates.” (Joint Press Release, dated August 23, 2018.) Like the original Consent Decree, the Amended Consent Decree states that “[t]he Grand Jury shall be requested to do an analysis of whether the YCJ is in conformity with all provisions of the Amended Consent Decree and include that analysis in its yearly report.” At times in this report, the term “Amended Consent Decree” may include the original “Consent Decree” and vice versa.

The major subjects the Amended Consent Decree addresses are, according to its Table of Contents, as follows:

- Staffing.
- Medical and Mental Health Care.
- Environmental Health and Safety Conditions.
- Visitation.
- Due Process Discipline.
- Administrative Segregation and Segregated Housing.
- Inmate Grievance Procedure.
- Access to Legal Materials.
- Access to Courts.
- Inmate Education and Vocational Training Program.
- Compliance with Title 15 of the California Administrative Code.
- Monitoring.
- Miscellaneous Relief.
- Process for Approval of Amended Consent Decree.
- Attorneys’ Fees, Costs, and Expenses.
- Reservation of Jurisdiction and Enforcement.
- Termination.

At the January 30, 2019 federal court hearing in Sacramento, the Court also granted plaintiffs’ motion approving payment of the sum of \$1,179,500 in attorneys’ fees and costs by the County to plaintiffs. We understand that sum has been paid.

METHODOLOGY

Members of the Grand Jury interviewed YCSD personnel, receiving information on the operations inside the YCJ. Members toured the YCJ and received information on the history and current conditions within the YCJ. Two separate tours were conducted, including among other areas the laundry room, kitchen, medical area, law library, exercise areas, and the intake/booking areas. While touring the YCJ, interviews of several staff personnel and inmates were conducted.

The kitchen area was observed to be clean and well organized, serving three well balanced meals a day. Around 10% of these meals involve special diets. Over 30,000 meals are served every month depending on the YCJ population. While the menu is set by predetermined guidelines, the YCJ tries to provide a variety of different ethnic foods as required by the National Detention standards. The kitchen is equipped, among other things, with two large refrigerators, two large freezers, and large steaming kettles. There are 10 to 12 appropriately trained inmates assigned to help in the kitchen each day. Inmate and detainees eat in their housing units, as the YCJ does not have a cafeteria.

The law library has a good selection of legal books and materials available to help inmates understand and research their legal matters. Laptops are provided for inmates and ICE detainees while in the law library. They are given an SD drive and YCSD personnel will print out documents for them. Students from the University of California Davis School of Law use the library while verifying compliance with the Amended Consent Decree and when interviewing inmates for their studies.

The YCJ contains a classroom that accommodates approximately 20 inmates at a time. Participants in the various learning programs can obtain an actual high school diploma and an Associate of Arts degree. Counseling and classes are available to inmates and detainees in the following areas: General Education Development (GED) classes, Narcotics Anonymous, treatment readiness program, alcohol and chemical treatment, typing, parenting, anger management, and Fathers First. Counseling is available for victims of sexual abuse. Sometimes it is difficult finding volunteers willing to teach particularly violent offenders.

The medical area is currently under contract for medical and mental health services with Wellpath, which describes itself as the “premier provider of localized, high-quality, compassionate care to vulnerable patients in challenging clinical environments.” The County has a three-year contract with Wellpath that began September 1, 2017. With Wellpath, the YCJ has 24/7 medical staff and an increased level of mental health staff on duty. All medical equipment required under the Amended Consent Decree, including a wheelchair and culture dishes, was present during the Grand Jury’s second inspection of the YCJ. A new medical facility has been authorized and funded; it is presently in the conceptual design phase. Completion of this medical facility, which will be above ground on the 5th Street side of the courthouse, is expected in the next several years. There have not been any escapes, suicides, or deaths by other causes in the YCJ over the course of this fiscal year (7/1/2018 to present).

The YCSD contracts with a dentist, who provides on-site dental services once a week.

Visiting rooms, consisting of five attorney rooms or segregated rooms, and fourteen kiosks with telephones are available. Inmates and detainees are advised that phone calls are recorded.

All portions of the YCJ toured by the Grand Jury on both occasions were clean and orderly, adequately lighted, and at appropriate and comfortable temperatures. No unpleasant odors were detected on either occasion.

Mail service is provided to inmates, who are allowed postage at County expense on up to two letters per week. Inmates present envelopes unsealed, and are aware that outgoing mail can be

FINDINGS

- F1. The hard working and committed YCJ staff is doing an outstanding job of maintaining the YCJ and meeting the needs of the entire jail population.
- F2. The YCJ is operating effectively, while serving the needs of the inmates and the public.

RECOMMENDATIONS

- R1. None.
- R2. None.

REQUIRED RESPONSES

Pursuant to Penal Code sections 933 and 933.05, the Grand Jury requests responses as follows:

From the following elected county officials within 60 days:

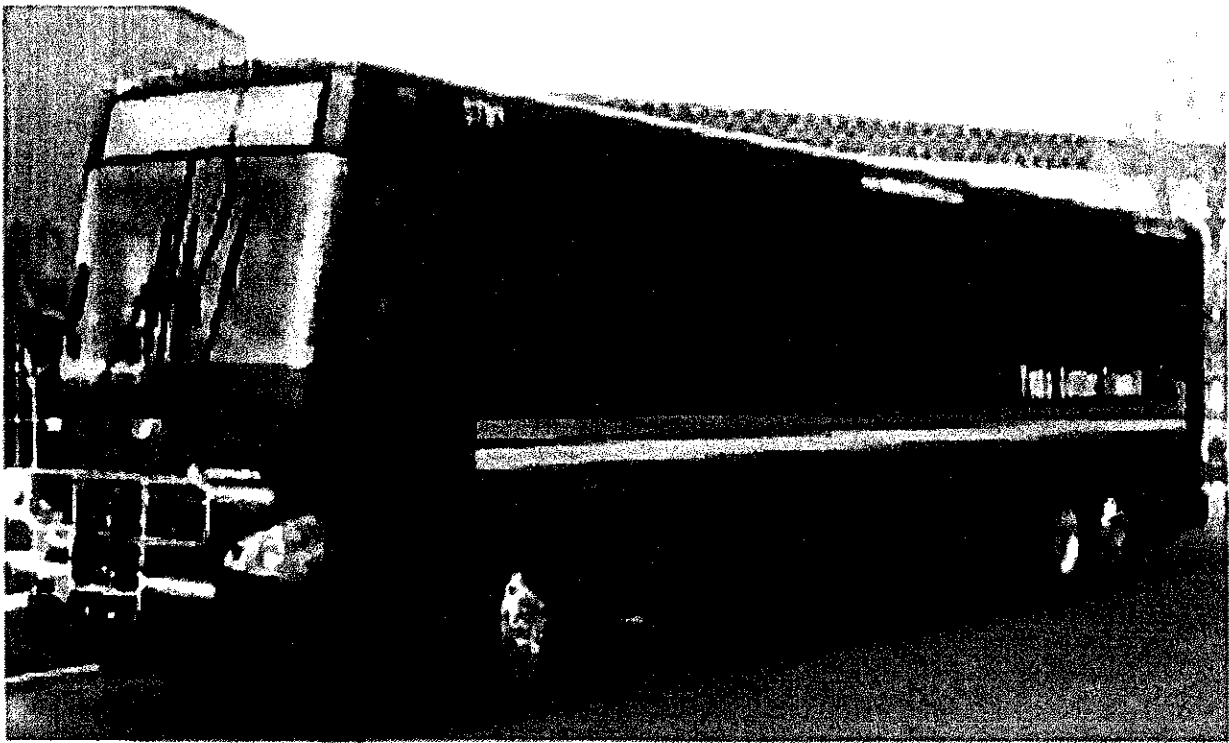
- Yuba County Sheriff as to Findings 1 and 2.

From the following governing bodies within 90 days:

- Yuba County Board of Supervisors as to Findings 1 and 2.

Reports issued by the Grand Jury do not identify individuals interviewed. Penal Code section 929 requires that reports of the Grand Jury not contain the name of any person or facts leading to the identity of any person who provides information to the Grand Jury.
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TRANSIT BUS STOP SAFETY FOR HIGH SCHOOL STUDENTS



Picture from "Yuba-Sutter Short Range Transit Plan" report. (See Bibliography Reference)

expenses are \$242,600, and utilities and supplies cost around \$111,000 annually.”

“The revenue sources required to support YST’s administration, operations and maintenance total \$6,320,692. The largest source of income for YST is Federal Transit Administration (FTA) 5307 grant funds for urbanized areas which account for 31.6 percent of the operating budget, followed by Transportation Development Act (TDA) Local Transportation Funds (LTF) which account for 29.6 percent of the revenues. Passenger fares account for 22.9 percent of the operating budget, while TDA State Transportation Assistance (STA) accounts for 8.7 percent. Other FTA grant programs such as Section 5311 (for rural areas) and FTA Jobs Access Reverse Commute grant funds compose around 3 percent each of the operating budget. Other operation funding sources include advertising and interest revenues.”

METHODOLOGY

The Grand Jury conducted extensive research while investigating the safety issues at the Johnson Park bus stop. The following documents were reviewed:

- Crime statistics provided by the Yuba County Sheriff’s Department
- Interviews with members of the Yuba-Sutter Transit Board
- Personal observance of bus routes, schedules, and ridership
- Interviews with school personnel
- Review of the Yuba-Sutter Transit Authority Short Range Transit Plan (prepared by LSC Transportation Consultants, NC. From Tahoe City)

DISCUSSION

The Grand Jury interviewed YST officials, representatives of the schools in question, local law enforcement personnel. We were made aware of the unsafe environment for the students, especially the at-risk students, exiting the bus stop at Johnson Park. There are no school buses available for South Lindhurst High School (SLHS) students. Their only means of transportation is the YST buses or private transportation.

The reasons cited for the concern were the extra distance students have to walk from the Johnson Park bus stop to both schools and the crime statistics in the area provided by the Yuba County Sheriff’s Office (YCSO) which included recent gang related shootings. Total crime activity in the Johnson Park area included 479 incident calls to the YCSO in one year from 2/1/2018 to 2/1/2019. (*See Appendix D*) Additional crime statistics can be obtained from the YCSO. The Grand Jury asked YST personnel if an additional bus stop closer to the schools could be provided and were told that it would not be practical to do so, but that the YST Board could direct change.

REQUIRED RESPONSES

Pursuant to Penal Code 933.05, the Grand Jury request responses as follows:

From the following elected county officials with 60 days:

- Board of Supervisors in Yuba County

From the following governing bodies within 90 days:

- Yuba-Sutter Transit Authority Board

Reports issued by the Grand Jury do not identify individuals interviewed. Penal Code section 929 requires that reports of the Grand Jury not contain the name of any person or facts leading to the identity of any person who provides information to the Grand Jury.

BIBLIOGRAPHY

- 1) Yuba-Sutter Short Range Transit Report prepared by LSC Transportation Consultants, Inc., P.O. Box 5875, 2690 Lake Forest Road, Suite C, Tahoe City, California 96145. 530 583-4053. Retrieved from: Yuba-Sutter Short Range Transit Report
- 2) <https://www.yubasuttertransit.com/about-the-agency>

APPENDIX LIST

- A1 Route 3 Modified Map (Johnson Park to proposed additional stop)
- A2 Route 3 Modified distances and times
- B Current route 3 map
- C1 Yuba-Sutter Short Range Transit Plan Report recommendation for Route 3
- C2 Route 3 and 6 Reconfiguration Alternative
- D Crime Report from Yuba County Sheriff's Office
- E Master Bus Stop locations list (286)
- F Implementation Plan from Yuba-Sutter Short Range Transit Plan

Appendix A2

Itinerary

Start on Tuesday, March 19, 2019 at 11:42AM

End on Tuesday, March 19, 2019 at 11:44AM

All times are shown in “Pacific Time” derived from the Zone application settings and reflect the correct driving times between points.

Total distance: 1,689.6 yards – 5,068.8 feet – approximately 1 mile

Total travel time: About 2 minutes

Total fuel cost: \$0

4257 – 4299 Evelyn Drive Olivehurst, CA 95961 (Route Pin 1)

Depart Tuesday, March 19, 2019 at 11:42AM

About 1 minute and 866.1 yards to Olive Ave. Olivehurst, Ca 95691

Driving Instructions:

1. Start
2. (39.4 yards) Turn right onto Martel Cr.
3. (826.8 yards) Arrive at the destination

Olive Ave Olivehurst, CA 95691 (Route Pin 2)

Arrive Tuesday, March 19, 2019 at 11:44AM

Depart Tuesday, March 19, 2019 at 11:44AM

Olive Avenue, Olivehurst, CA 95961

About 50 seconds and 823.5 yards to 2305 -2329 McGowan Pkwy, Olivehurst, CA 95961

Driving Instructions:

1. Start
2. (823.5 yards) Arrive at the destination

Courtesy of - Google Maps - Johnson Park

Appendix C1

LOCAL FIXED ROUTE ALTERNATIVES

The Yuba-Sutter Short Range Transit Report sets forth the following local fixed route alternatives:

"Connecting all the other routes, Route 1 is the 'backbone' of the local route system. In addition, both Route 1 and Route 3 are the most productive routes in the system, carrying the greatest number of passengers for every vehicle-hour of service. One reasonable option to improve local route service quality would be to operate an additional two buses on Route 1 and one bus on Route 3, scheduled to provide service every 20 minutes over the current services plan."

"This would improve the convenience of the transit service for the roughly 40 percent of all local route passengers that use Route 1 or 3. Some current timed transfers with Route 2 (which would be the only half-hourly route) would require a longer wait. However, improving frequency would help address the on-time performance in two ways. First, by spreading ridership over more runs, the average boardings per run would be reduced, thereby reducing boarding delays and improving on-time performance. For those transfers that are missed, moreover, the wait for the next departure would be reduced."

"Ridership for this type of service change can be analyzed using an 'elasticity analysis'. Based upon the concepts of micro economics, elasticity analysis is a standard transit planning method that considers the relationship between the change in a service variable (in this case, the frequency of service) and the change in ridership. An elasticity factor is applied that is based on the change in ridership associated with service changes observed in similar systems in the past."

"Applying this methodology to the existing Route 1 and Route 3 ridership figures, the impact of this service alternative is estimated to increase total annual ridership (sum of both routes) by 136,600 one-way passenger-trips per year."

"This alternative would increase overall service levels by 10,800 vehicle-hours and 129.450 vehicle-miles per year. Applying the FY 15/16 cost model, this would increase annual operating costs by approximately \$462,600 per year. At current average fares per passenger boarding on each route, the additional passenger revenue would total approximately \$82,300 per year. Overall operating subsidy requirements would therefore increase by \$380,300 annually."

Appendix D

YUBA COUNTY SHERIFF'S DEPARTMENT
 CALLS FOR SERVICE SUMMARY
 JOHNSON PARK – AREA MAP 022/033
 2/1/18 TO 2/1/19

CALL#	START DATE/TIME	HOUR	DOW	CALL END TYPE	BLOCK LEVEL	STREET
181380175	5/18/2018 21:05:01.01	21	Fri	DRUG ACTIVITY UNKNOWN	2100	GOLDLEAF WAY
182340106	08/22/2018 13:18:56.56	13	Wed	DRUG ACTIVITY UNKNOWN	4200	EVELYN DRIVE
182450190	09/21/2018 20:13:52.52	20	Sun	SHOOTING INCIDENT	4200	EVELYN DRIVE
182450191	09/21/2018 20:15:42.42	20	Sun	SHOOTING INCIDENT	2200	WERNER STREET
18270051	09/4/2018 08:23:35.35	8	Tue	WEAPON VIOLATION	4200	EVELYN DRIVE

Appendix F

Implementation Plan from the Yuba/Sutter Transit Authority Short Range Plan

Fiscal Year 2015-16

Revise Route 4 A (September), including preparation of new schedules

Expand Live Oak Service to five days per week, and revise Wheatland service to three days per week (July)

Revise Dial-A-Ride program to eliminate general public day time service, reduce service area, revise age definition of senior, and expand capacity (September)

Conduct passenger surveys and implement earlier SR99PM commuter run (September)

Define specific proposal for Yuba College student fee and hold election (Spring)

Implement Connect Card, and closely monitor ridership and fare revenue impacts

Start implementing bus stop and transit center improvements and bus stop sign replacement

Expand road supervision to help address on-time performance issues

Fund the North Beale Road project

Implement the remainder of the on-board and park-and-ride video system

Fiscal Year 2016-17

Assuming a successful Yuba College student fee election, implement Sutter County Center shuttle service and eliminate fares for Yuba College students on local fixed routes, at the beginning of the Fall Semester.

Extend weekday and Saturday Local Route service by one hour, and trim Evening Dial-A-Ride to start at 7:00PM

Implement peak tripper service on Local Routes to improve on-time performance

Continue implementing bus stop and transit center improvements and bus stop
Implement real-time transit information system
Establish and fill additional administrative position
Finalize plans for improvements to Routes 1, 3 and 6

Review the need for a fare increase

Animal Care Services



Photo taken by Grand Jury member

partnership with local pet stores offers adoption services outside of the shelter. Advertisements in the local newspaper and Facebook page are used to feature animals available for adoption.

Notable during the visits was the overall conditions in the shelter. The staff and volunteers are tasked with keeping a clean and safe environment for the public to view. All animals appear to be clean and healthy. Degreaser, bleach, and sanitizer are used to keep the kennels, holding area, entry, transport vehicles, and holding cages clean and disease free.

Space in the shelter is limited and when there is no more room to house animals safely then euthanasia protocols must be used. All the personnel at the ACS go to great lengths not to put an animal down. ACS notifies rescue organizations when animals are deemed unadoptable. These organizations are providing another path for adoption later. Dogs are handled and walked daily to ensure they are people friendly. Cats are handled to show attention and comfort. Discussions are in the works to try and enlarge the facility to double the number of kennels. Donations will be needed to finance this endeavor.

There is always something that needs to be repaired or upgraded at the shelter. Tasks as simple as mowing the grass around the shelter must be done by someone with a background check. Work orders must go through the county and depending on the type of work being accomplished, take some time.

Dog licenses are issued for a nominal fee. This fee is reduced for seniors and for animals that are spayed or neutered. The rate of return to owners of missing animals is higher if the animals are licensed or chipped.

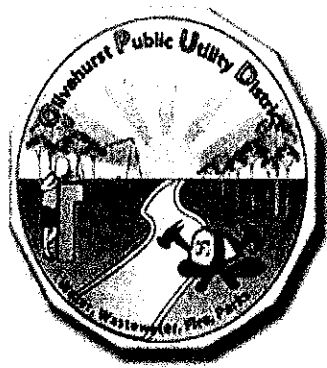
FINDINGS

- F1. The ACS staff and volunteers are encouraged to keep up the high standard that they have set. They are dedicated and selfless.
- F2. Kennel space is very limited in the shelter.

RECOMMENDATIONS

- R1. None.
- R2. ACS should continue to work with the County to enlarge the facility to double kennel space.

Investigation of Olivehurst Public Utility District Billing and Reconnection Practices



OPUD

Olivehurst Public Utility District

*"Our mission is to provide high quality services to enhance
our community's quality of life"*

the amount which must be paid in order to avoid disconnection and the earliest date you will be disconnected if you fail to pay the amount owed. If not paid after the first notice, the utility must provide a second notice at least 48 hours prior to the disconnection.” (See Bibliography 4)

The complainant provided documentation that the water service was disconnected only after the amount due was not paid in full. The documentation shows that the customer was provided past due notices in the billing statements, OPUD provided a 15-day written day notice and a second notice 48 hours prior to disconnection.

2. OPUD reconnection service fees are excessive. OPUD evidenced the rules for reconnection are set forth by the CPUC. Fees associated with re-connection and are consistent with the CPUC Under General Order 96-B. (See Bibliography 3) CPUC states late payment charges are imposed when the customer doesn't pay the bill within 19 days. OPUD administrative and delinquency fees are outlined in the *Water and Sewer Service Fact Sheet*. Past due accounts are assessed a 10% penalty and a \$50.00 Delinquency Fee. “Payment of all fees, charges and a deposit equivalent to two months of service charges are required to reconnect services.” (See Bibliography 2)

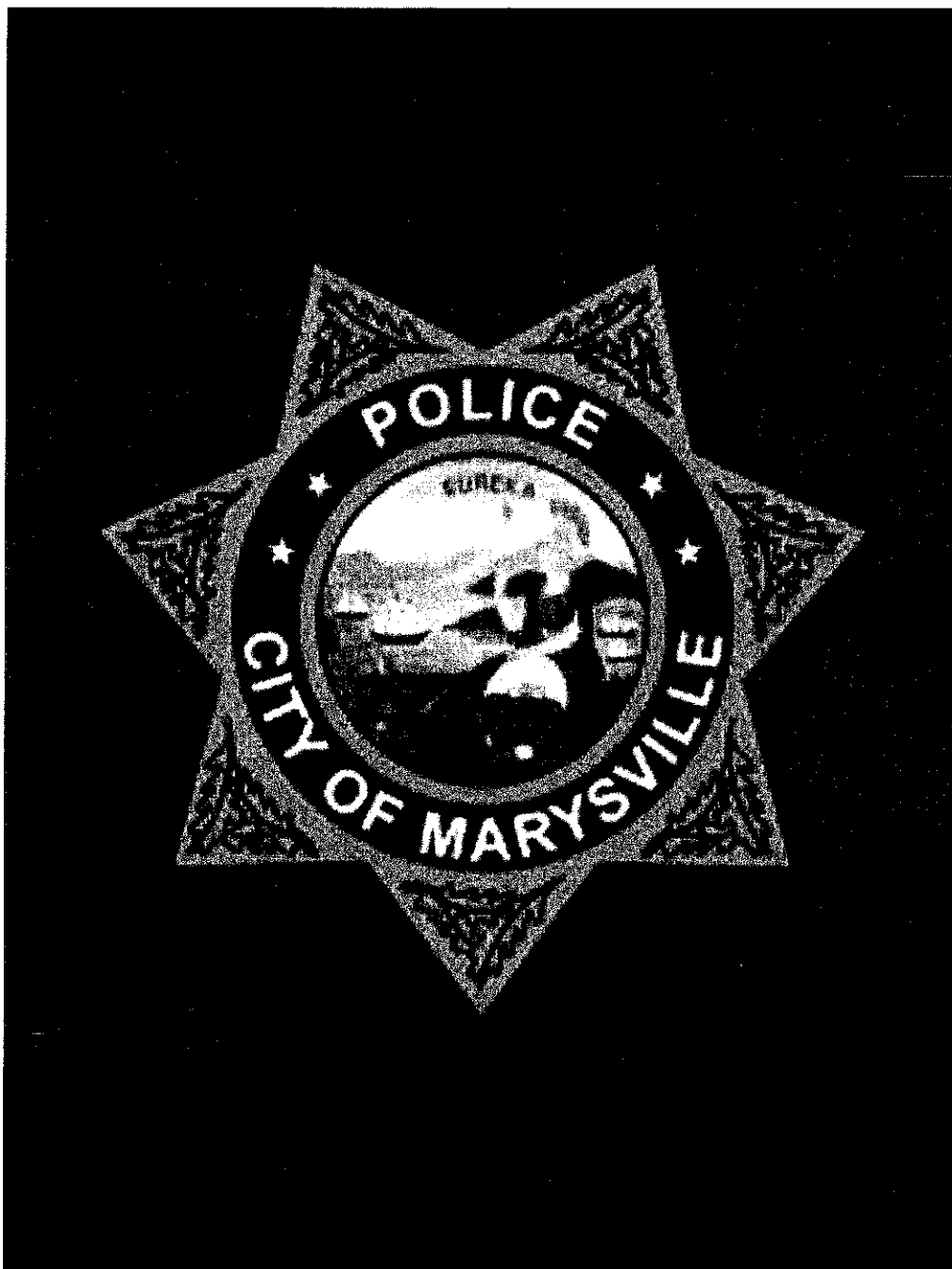
OPUD and the complainant provided evidence for reconnection fees and associated costs outlined in the application for service. The complainant provided evidence of a signed application of service detailing service reconnection fees and associated costs. The documentation showed that OPUD fees and service reconnection were consistent with rules established by CPUC and set forth on the OPUD application for service. The delinquent account was assessed a 10% penalty with \$50.00 delinquency fee and all fees with a deposit were required prior to service reconnection. The document indicated the complainant had knowledge of the costs associated with reconnection. Correspondence between the complainant and OPUD evidenced reasons for a required deposit.

3. Billing services are not user friendly. OPUD provided documentation for current billing services. OPUD monthly billing statements are delivered through the U.S. Postal Service. Customers can make a payment at the office, by mailing payments and electronic payments can be made through a third-party vendor. Information concerning payment options can be reached through the OPUD website by clicking on the “payment options” hyperlink on the main page. At the time of the complaint monthly statements were not accessible through the third-party vendor site <https://www.opud.net/opud-payment-options>. OPUD has since changed to an alternate vendor and electronic payments can be made through a third-party vendor at <https://www2.invoicecloud.com>. A frequently asked questions (FAQ) hyperlink provides the user information for using the system, making a payment, and using advanced features and information security.

BIBLIOGRAPHY

- 1) Consulting, B. M. (2018, September 20). Olivehurst Public Utility District 2018-2023 Strategic Plan. Retrieved from OPUD Board of Directors.
- 2) District, O. P. (2018, August). Water & Sewer Service Fact Sheet. Retrieved from Olivehurst Public Utility District: <http://opud.net/service-requests>
- 3) Division, C. P. (2018, September). California Public Utilities Commission Water Division Standard Practice For Collecting And Processing Customer Rates, Fees And Charges Under General Order 96-B. Retrieved from <http://www.cpuc.ca.gov/>: <http://www.cpuc.ca.gov/generalorders/>
- 4) Questions, C. A. (2018, September). California Utilities Public Commission. Retrieved from <http://www.cpuc.ca.gov/>: http://consumers.cpuc.ca.gov/cab_faq

MARYSVILLE POLICE DEPARTMENT



The following picture at the "Hollywood" sign shows the police chiefs and their staff members in attendance.



- The "Civilian Academy" is held once a year, usually in late spring. This eye-opening class puts normal everyday people through a mini police academy. It includes ride-alongs, use of force training, simulator training, and use of the shooting range. This academy gives the civilians just a small taste of what it takes to go through the full academy.
- The Department also works with Marysville Joint Unified School District civics classes. After participating in a four-hour patrol car ride-along, students write a detailed report about their experience.
- The Department promotes community awareness and its recruitment efforts through its Cadet Program, which allows youth to participate in certain Departmental activities and learn about a career in law enforcement.

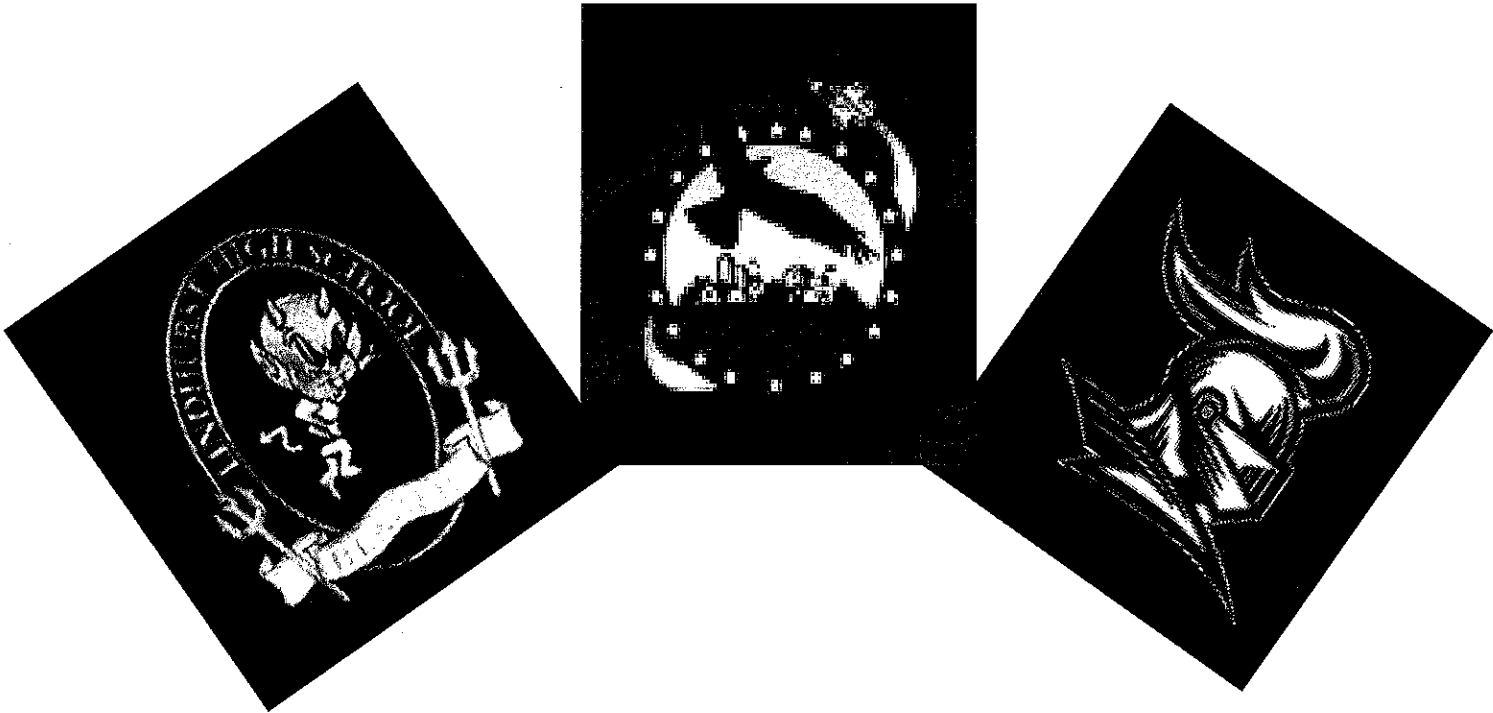
Over the last year many changes have occurred in the Marysville Police Department.

1. An animal control officer position has gone from part-time to full-time. The City has to pay Yuba County anytime dogs are housed at the Yuba County Animal Shelter. Just recently, an invoice to the City that was normally \$14,000 was reduced to \$4,000 in part because of having a full-time animal control officer.
2. The Parking Enforcement Officer position has gone from part-time to full-time. The Department expects that revenue the City receives from parking citations will increase. Currently a city parking citation costs \$25, of which approximately \$4 goes to the City and \$12.50 to the State. Other entities receive the remainder. The Department is seeking to increase the parking citation fee to offset the payment to the State.
3. Staffing is at full capacity of 19 officers, including the Chief of Police. In November 2018 the total number of officers was 16. In addition, paid civilian help and the very valuable volunteers bring the Department total to 41 people. There are also two K-9 officers on patrol.
4. Level three reserve officers are cadets that have completed just the first part of the regular academy. Level three reserve officers ride along with regular officers to increase safety and awareness. The capability of utilizing reserve officers at "level three" has been added.

Yuba County Schools

YCOE

Better Together



The school promotes the idea that “any student can find a niche” to excel. The school receives supplemental funds through the Julie Tyler Memorial Foundation (Appendix A, Part 2). The Foundation provides school activities including Bear River television, computer animation, and a greenhouse located on campus, school trips, and virtual field trips. In addition, the school has a Renaissance Rally Day (Reni Rally, Appendix A, Part 3) three times a year. The teachers award students for their grades, attendance, and various other successes during these festive occasions.

The comprehensive campus includes a computer lab for grades 6-8, a hands-on science lab and music classes for all students. The school recently completed a mural at its entrance. Student clubs and activities include Future Farmers of America (FFA), horticulture classes, flag football, wrestling, cross country and track.



Mural painted by students at Bear River Middle School. Photo courtesy of school website.



Themed attire at Bear River Middle School. Photo courtesy of school website

The school has seven classrooms and provides academic instruction that is aligned with a functional life skills curriculum. The classrooms are designed to meet the students' cognitive, behavioral, and sensory needs.

The school has programs that include:

- Preschool-primary multiple disabilities
- Primary, upper elementary
- Students with orthopedic impairments
- Intermediate and high school/college life skills
- Elementary-college multiple disabilities

Designated instructional services provided on the school campus include:

- Nursing
- Psychological testing
- Vision
- Orientation and mobility
- Behavior Support
- Physical Therapy
- Speech Therapy
- Occupational Therapy
- Adapted Physical Education
- Specialized Transportation

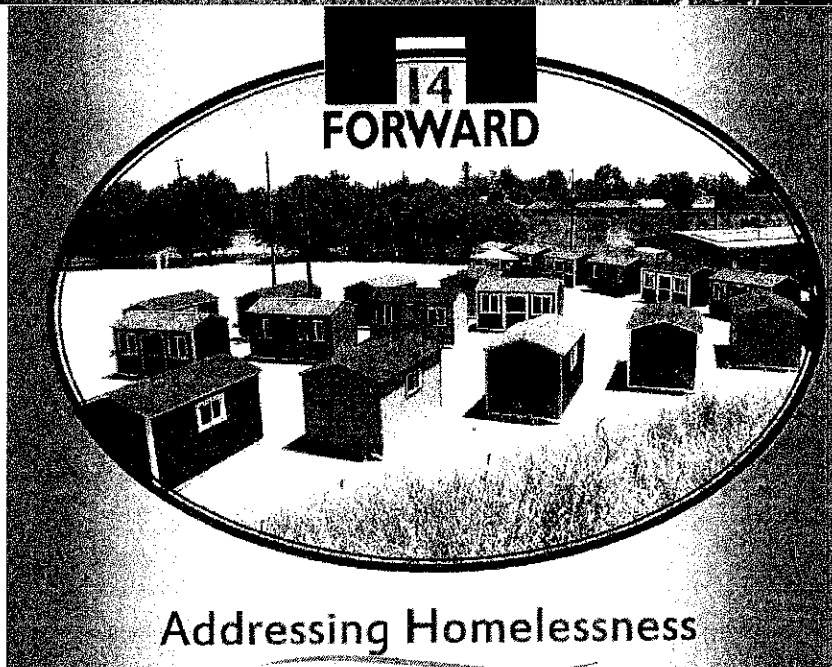
FINDINGS

F1. School programs are aligned to the needs of the student population in the three schools visited.

RECOMMENDATIONS

R1. None.

Life Building Center 14Forward



Yuba County needed a plan, so the LBC was built in partnership with Habitat for Humanity (Appendix A, Part 1). Located at 131 F Street in Marysville, it has been in operation for about 2 years. The LBC works closely with other agencies, such as:

- Yuba/Sutter Counties and Cities
- Yuba/Sutter Behavioral Health
- Yuba County Social Services
- Yuba County Health Department
- Harmony Health – Medical - Marysville
- Yuba County Victim Witness

Nonprofits associated with the LBC program are:

- Yuba and Sutter County - Bridges to Housing – Appendix A, Part 2
- Sutter County Casa De' Esperanza -Appendix A, Part 3
- The Salvation Army – Appendix A, Part 4
- Twin Cities Rescue Mission – Appendix A, Part 5



The LBC offers classes called daily life skills. Some of these classes are employment training, job search, healthy habits, housing skills, effective communication, time and money management, legal assistance, substance abuse counseling, financial planning and network success. These classes started early last year (2018) had only nine people participating. Since then, over 230 have participated. The following agencies provided most of these services:

- Harmony Health
- One Stops operated by Yuba and Sutter Counties
- Health and Human Services departments from both counties
- Section 8

Some of the services currently being provided are:

- Document Recovery
- Job Training
- Substance Abuse
- Mental Health Services
- Housing Application Assistance

This help comes with a price. Each person signs an agreement and must follow the following rules:

- Must actively work with the social services team to achieve permanent housing
- Must be engaged with other services provided
- No drug or alcohol use allowed on the campus
- No visitors allowed inside the gate (visits can take place outside the gates)
- Must adhere to a list of basic rules
- Must respect others at the 14forward site



Through the dedicated efforts of the LBC and 14Forward, several men and women have been able to find temporary housing. Permanent housing was found for many as well. According to the Homeless Management Information System (HMIS), 41 classes were offered and 333 attended, 1159 family members and 842 individuals were entered into the HMIS. With the help of the LBC and 14Forward, five individuals found permanent housing. Alameda and Sacramento Counties are using Yuba County's program to develop their own plans for their homeless populations.

FINDINGS

- F1. Through the combined efforts of agencies and the Life building Center, the public is becoming more aware of the homeless population and what the county is trying to do about it.
- F2. With classes and services being provided through the Life Building Center and 14Forward, many of the homeless are off the streets, working, paying taxes and giving back to the community that helped them.

RECOMMENDATIONS

- R1. None.
- R2. None.

REQUIRED RESPONSES

Pursuant to Penal Code sections 933 and 933.05, the grand jury requests responses as follows:

From the following elected county officials within 60 days:

- Yuba County Board of Supervisors

Reports issued by the Grand Jury do not identify individuals interviewed. Penal Code section 929 requires that reports of the Grand Jury not contain the name of any person or facts leading to the identity of any person who provides information to the Grand Jury.

BIBLIOGRAPHY

- 1) Photos are courtesy of: Yuba County's Solution to Address Homelessness" brochure
- 2) <http://www.ychandsofhope.org/programs/>



**Yuba County
2018 – 2019 Grand Jury**

Previous Investigations Grid

Law Enforcement	97	98	99	00	01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18
Animal Care Services	X	X	X					X					X		X							X
District Attorney																						
DA - Family Support Division				X	X																	
DA - Public Administrator				X																		
Grand Jury - Report System						X																
Juvenile Hall	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
Juvenile Traffic Court																						
Marysville Police Department								X				X			X							X
Probation								X	X													
Public Defender																						
Sheriff	X							X	X												X	X
Sheriff - K9 Unit																						
Victim Witness - Probation Department				X																		X
Wheatland Police Department												X					X					
Yuba County Jail	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X

County Committee	97	98	99	00	01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18
Administrative Services		X								X												
Administrative Services - IT											X											
Agriculture																						
Airport Enterprise Zone		X																				
Assessor																						
Auditor / Controller								X	X													X
Board of Supervisors	X			X	X	X	X															
BoS - Ordinances					X																	
BoS - Yuba County - Office Hours		X																				
Building - Permit Fee																X	X					
Clerk of the Board																						
Clerk/Recorder/Elections							X			X												
Code Enforcement							X					X										
Community Development											X	X										
County Administrator																						X
County Counsel																		X				
Economic Development									X													
General Services - Buildings and Grounds																						
Library																						
Office of Emergency Services															X			X		X		
Personnel Risk Management																						
Print Shop																						
Public Administrator		X																				
Public Works Road Department				X	X					X							X					
Treasurer/Tax Collector									X													X
Weights and Measures																						
Yuba County Airport				X	X					X			X				X	X				

Health and Human Services	97	98	99	00	01	02	03	04	05	06	07	08	09	10	11	12	13	14	15	16	17	18	
14Forward																						X	
Adult Services				X			X			X													
CAL Works																							
Child Protective Services		X	X	X	X		X						X					X					
Day Care																							
Environmental Health									X														
Environmental Health - Personnel																							
Environmental Health - Onsite Sewage									X														
Environmental Health - YSDI																							
First Five Yuba Commission															X								
Fraud Investigations									X														
Health and Human Services H&H Services Home Safety Visits										X			X										
Health Department							X																
Life Building Center																							X
Mental Health Services																							
Peach Tree Clinic																							
Public Guardian		X	X					X															
Yuba Sutter Veterans Services									X														X



Yuba County 2018 – 2019 Grand Jury

Grand Jury Process

Mid-year and final reports may be prepared that describe problems and contain findings and recommendations. Responses are required within 90 days from any public agency, and 60 days from any elective county officer or agency head.

GENERAL INFORMATION

A major function of the Yuba County Grand Jury is to examine local county and city government, special districts, school districts, and any joint powers agency located in the county to ensure their duties are being carried out lawfully.

The Grand Jury:

- May review and evaluate procedures used by these entities described above to determine whether more efficient and economical methods may be employed;
- May inspect and audit the books, records and financial expenditures as noted above to ensure that public funds are properly accounted for and legally spent;
- May investigate any charges of willful misconduct in office by public officials;
- Shall inquire into the condition and management of the public prisons within the county.

Anyone may ask the Grand Jury to conduct an investigation of an issue within its jurisdiction. Whether it chooses to investigate such a complaint is entirely in its discretion.

The Grand Jury may be affected by workload, resource limitations or legal restrictions. It is important to note that the Grand Jury may not investigate a matter that is currently being litigated in the court system.

By law, the proceedings of the Grand Jury are confidential. The findings and recommendations and issues it chooses to address are published in its final report.



Yuba County 2018 – 2019 Grand Jury Complaint Process and Complaint Form

GRAND JURY COMPLAINT FORM

PERSON OR AGENCY ABOUT WHICH COMPLAINT IS MADE

NAME: _____

ADDRESS: _____

TELEPHONE NUMBER: _____

GRAND JURY USE ONLY:	
Date Received:	_____
Number:	_____
Subject:	_____

NATURE OF COMPLAINT (Describe events in the order they occurred as clearly and concisely as possible. Use extra sheets if necessary and attach copies of any correspondence you feel is pertinent. Documentation becomes the property of the Grand Jury and will not be returned. *Please note: The Yuba County Grand Jury has no jurisdiction over state or federal agencies, the courts, judicial officers, private companies or most organizations.*)

WHAT PERSONS OR AGENCIES HAVE YOU CONTACTED ABOUT YOUR COMPLAINT?

Person or Agency	Address	Date of Contact	Results

WHO SHOULD THE GRAND JURY CONTACT ABOUT THIS MATTER?

Person or Agency	Address	Telephone No.

Your Name: _____

Address: _____

Telephone No: _____

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Complainant's Signature

Date