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By
SAN JOAQUIN
— COUNTY —
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ard of Supervisors

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Mimi Duzenski, Clerk of the Board of Supervisors

September 7, 2018

Honorable Judge Linda Lofthus
San Joaquin County Superior Court
180 E Weber Avenue, Suite 1306J
Stockton, CA 95202

Dear Judge Lofthus.

Responses to the 2017-2018 Grand Jury Report

Pursuant to Sections 933 and 933.05 of the California Penal Code, the following are responses to the 2017-2018 Grand Jury Report entitled "San Joaquin County Municipality Ethics Policies" (Case No. 0917):

2.0 San Joaquin County

Findings

F2.1: *The San Joaquin County Board of Supervisors ethics policy does not include dependent boards and commissions. This could cause policy inconsistency across the county's boards and commissions leading to a perception of differing values for each board in the county.*

F2.2: *The ethics policy for the County of San Joaquin does not cover the county administrator, county counsel, county clerk or their subordinate employees not represented by a bargaining unit. These officials require the same guidelines as elected officials to ensure they are acting ethically.*

Agency Response

F2.1: Partially disagree.

In 2005, the California legislature passed AB 1234 to require that California local agencies provide for ethics training to local agency officials that receive compensation for service on a legislative body. This statute was codified in the Government Code as Section 53235. This Code section requires that individuals receive at least two hours of training in general ethics principles and ethics laws relevant to public service every two years. While the law allows local agencies to develop their own curricula to satisfy the law, the statute also provides that training can be accomplished by self-study materials and tests to be taken at home, in-person or online. The law went on to empower the Fair Political Practices Commission and the Attorney General to determine the sufficiency and accuracy of any proposed course content.

In January of 2006, the San Joaquin County Board of Supervisors implemented AB 1234 by requiring that ethics training be received by all members of the following boards, committees and commissions:

- Agricultural Advisory Board
- Assessment Appeals Board
- Aviation Advisory Board
- Building Board of Appeals
- Cal-ID System Remote Access
- Children & Families Commission
- Civil Service Commission
- Commission on Aging
- Community Action Board
- Equal Employment Opportunity Advisory Committee
- Health Commission SJC
- Housing Appeals Board
- Juvenile Justice – Delinquency Prevention Commission
- Behavioral Health Board
- Parks and Recreation Commission
- Planning Commission
- Revolving Loan Fund Board of Directors
- Retirement Board

F2.2: Partially disagree.

In addition to requiring that the members of boards, committees and commissions receive such training, the Board of Supervisors, extended the required training to all County Department Heads and their assistants/ deputies.

Since 2006, several online training programs have been developed and are currently recommended to members of San Joaquin County boards, commissions and committees as well as department heads and their assistants/deputies. These programs are sponsored by the Institute for Local Government as well as the Fair Political Practices Commission. The following is a report on the status of training by department heads and their assistants/deputies:

MANDATORY ETHICS TRAINING - AB1234 COMPLIANCE

Department	Title	Department Head/ Assistant Dept Head	Certificate Date	Renewal Due Date
Ag Commissioner	Ag Commissioner	Pelican, Timothy	1/5/2018	1/5/2020
	Assistant Ag Commissioner	Bagri, Kamal	8/27/2018	8/27/2020
Airport	Airport Director	Stark, Russell	1/16/2018	1/16/2020
	Airport Deputy Director	Elliott, Ron	3/12/2018	3/12/2020

Assessor/Recorder/CC	Assessor-Recorder-C. Clerk	Bestolarides, Steve	5/26/2017	5/26/2019
	Asst. Assessor-Rec-C. Clerk	Johnson, Karyn	8/28/2017	8/28/2020
Auditor-Controller	Auditor-Controller	Wilverding, Jerome	2/28/2018	2/28/2020
	Assistant Auditor-Controller	Woltkamp, Jeff	8/27/2018	8/27/2020
Child Support Services	Director of Child Support Serv	Cruz, Lori	4/27/2017	4/27/2019
	Assistant Director of DCSS	Riley, Veronica	5/18/2018	5/18/2020
Clerk of the Board	Clerk of the Board	Duzenski, Mimi	4/24/2017	4/24/2019
Community Development	Director	Sullivan, Kerry	8/30/2018	8/30/2020
	Assistant Director	Merlo, Eric	8/31/2018	8/31/2020
	Deputy Director - Neighborhood Preservation	Hoo, Raymond	8/30/2018	8/30/2020
	Deputy Director - Building Inspection	Fine, Mark	8/31/2018	8/31/2020
County Administrator	County Administrator	Nino, Monica	11/29/2016	11/29/2018
	Assistant County Administrator	Vacant		
	Sr Deputy County Administrator	Hatef, Mo	8/15/2018	8/15/2020
	Sr Deputy County Administrator	Rose, Chris	9/4/2018	9/4/2020
	Sr Deputy County Administrator	Kawano, Rod	8/22/2018	8/22/2020
	Sr Deputy County Administrator	Brucker, Adam	9/4/2018	9/4/2020
	Sr Deputy County Administrator	Regalo, Sandra	8/24/2018	8/24/2020
County Counsel	County Counsel	Myles, James Mark	8/31/2018	8/31/2020
	Assistant County Counsel	Flores, Richard	8/30/2018	8/30/2020
District Attorney	District Attorney	Verber-Salazar, Tori	8/30/2018	8/30/2020
	Assistant District Attorney	Fichtner, Scott	8/30/2018	8/30/2020
	Assistant District Attorney	Reed, Kristine	8/30/2018	8/30/2020
EEDD	Executive Director	Solis, John	3/22/2017	3/22/2019
	EEDD Director	Lantsberger, Steven J.	8/30/2018	8/30/2020
Environmental Health	Director	Turkatte, Linda	8/27/2018	8/27/2020

	Assistant Director	Kasey Foley	8/28/2018	8/28/2020
General Services	Director	Cunningham, Marcia	8/27/2018	8/27/2020
Facilities Management	Assistant Director	Castagna, David	8/31/2018	8/31/2020
Parks and Rec	Parks Administrator	Morozowsky, Martin	8/30/2018	8/30/2020
Office of Emergency Services	Deputy Director	Lima, Shellie	8/27/2018	8/27/2020
Capital Projects	Capital Projects Administrator	Moore, Daniel	8/27/2018	8/27/2020
Health Care Services	Director	Diederich, Greg	1/3/2018	1/3/2020
	Assistant Director	Garber, Matthew	8/29/2018	8/29/2020
Behavioral Health Services	BH Services Director	Vartan, Anthony	8/30/2018	8/30/2020
	Sr. Deputy Director	Hutchins, Frances	8/29/2018	8/29/2020
	Deputy Finance Director	Way, Beth	8/30/2018	8/30/2020
	Deputy Director - Administrative	Dunn, Cara	8/29/2018	8/29/2020
	Deputy Director - Clinical	Olpin, Edward	8/30/2018	8/30/2020
	Deputy Director - Clinical	Hannah, Kathy	8/30/2018	8/30/2020
	Deputy Director - Clinical	Morishige, Cindy	8/30/2018	8/30/2020
	Deputy Director - Clinical	Coulter, Jaqueline	8/27/2018	8/27/2020
	Deputy Director - Clinical	Bickham, Donna	8/29/2018	8/29/2020
Emergency Medical Services	EMS Administrator	Burch, Dan	2/13/2017	2/13/2019
Public Guardian Conservator	Public Guardian Conservator	Pennington, Michele	8/27/2018	8/27/2020
Public Health	Chief Deputy Director	Evans, Tamara	11/4/2016	11/4/2018
	Sr. Deputy Director	Blackwell-Rodriguez, Zienna	8/28/2018	8/28/2020
	Sr. Deputy Director	Alberson, Barbara	8/29/2018	8/29/2020
Veterans Services	Veterans Services Officer	Wimmer, Virginia	8/28/2018	8/28/2020
Correctional Health	Deputy Director II	Hernandez, Stacey	8/28/2018	8/28/2020
Human Resources	Director	Cwiek, Ted	8/15/2018	8/15/2020
	Deputy Director	Harris, Kathy	8/16/2018	8/16/2020
Human Services Agency	Director	Miller, Mike	8/29/2017	8/29/2019
	Assistant Director	Woods, Chris	8/28/2017	8/28/2019
	Deputy Director	Habbestad, Michel	7/6/2018	7/6/2020
	Deputy Director	Rocha, Anthony	8/29/2017	8/29/2019
	Deputy Director	Kaisch, Sam	7/9/2018	7/9/2020
	Deputy Director	Taing, Brian	9/26/2016	9/26/2018
	Deputy Director	Aguilera, Rick	3/22/2017	3/22/2019

Mary Graham Children Shelter	Director MGCS	McCoy, Stephanie	8/3/2018	8/3/2020
Information Systems	Director	Becker, Jerry	8/24/2018	8/24/2020
	Assistant Director	Newaj, David	8/25/2018	8/25/2020
	Assistant Director	Thomas, Mark	8/28/2018	8/28/2020
	Registrar of Voters	Dubroff, Melinda	3/2/2018	3/2/2020
Probation	Chief Probation Officer	James, Stephanie	5/31/2018	5/31/2020
	Asst. Chief Probation Officer	Elliott, Mark	8/28/2018	8/28/2020
Public Defender	Public Defender	Lyell, Miriam	8/30/2018	8/30/2020
	Assistant Public Defender	Delph, Vickie	8/28/2018	8/28/2020
Public Works	Director	Balaji, Kris	8/30/2018	8/30/2020
	Deputy Director	Buchman, Fritz	8/30/2018	8/30/2020
	Deputy Director	Stone, Jim	8/30/2018	8/30/2020
	Deputy Director	Selling, Michael	8/31/2018	8/31/2020
Purchasing & Support Services	Director	Drake, Jon	7/18/2017	7/18/2019
	Assistant Director	Jayne, Gary	8/28/2018	8/28/2020
San Joaquin General Hospital	Chief Executive Officer	Culberson, David		
	Chief Financial Officer	Kreutner, Ronald		
	Chief Nursing Officer	Snyder, Belva		
	Chief Operating Officer	Vacant		
Sheriff-Coroner	Sheriff-Coroner	Moore, Steve	1/26/2018	1/26/2020
	Undersheriff	Mondavi, Annette	1/17/2018	1/17/2020
Treasurer-Tax Collector	Treasurer-Tax Collector	Vacant		
	Asst. Treasurer-Tax Collector	Keokham, Phonxay	8/27/2018	8/27/2020
	Chief Deputy Treasurer	Matta, Mandy	1/24/2018	1/24/2020

Recommendations

R2.1: By October 31, 2018, the San Joaquin County Board of Supervisors develop and adopt an ethics policy that governs the behavior of dependent board and commission members. .

R2.2: By October 31, 2018, the San Joaquin County Board of Supervisors develop and adopt an ethics policy that governs the behavior of the county senior staff.

Agency Response

R2.1: Partially Implemented.

As noted in response to Findings 2.1, the County has implemented consistent ethics training for the members of all boards, commissions and committees. The County will continue to implement by enforcing the direction that all board, commission and committee members, successfully complete the required ethics training every two years.

R2.2: Partially Implemented.

As noted in response to Findings 2.2, the County has implemented consistent ethics training for all department heads and assistants/deputies. The County was previously not tracking the completion of their required training. The County has now incorporated the monitoring of this training in their Human Resources training module. The County will continue to implement by enforcing the direction that all department heads and their assistants/deputies, successfully complete the required ethics training every two years.

Sincerely,

 9/13/2018

Robert V. Elliott, Chairman
Board of Supervisors

c: Board of Supervisors
Honorable Judge George Abdallah, Jr.
Clerk of the Board
County Administrator
County Counsel
Director of Human Resources