

REPORT TO THE CITY COUNCIL

City of Salinas, California

DATE: August 16, 2016

FROM: Kelly McMillin, Chief of Police

BY: Mike Groves, Police Commander

SUBJECT: **2015-2016 Monterey County Civil Grand Jury Final Report – “The Slowly Expanding Use of Body-Worn Video Cameras by Law Enforcement Agencies in Monterey County”**

RECOMMENDATION:

It is recommended that the City Council authorize the Mayor to sign the attached letter responding to the findings and the recommendations in the 2015-2016 Monterey County Civil Grand Jury Final Report – “The Slowly Expanding Use of Body-Worn Video Cameras by Law Enforcement Agencies in Monterey County”.

DISCUSSION:

On June 13, 2016, members of the Monterey County Civil Grand Jury (hereafter the “Grand Jury”) issued the Monterey County Civil Grand Jury Final Report. The report examined the use of police body cameras by all law enforcement agencies within Monterey County.

As a result of their investigation, the Grand Jury made a total of three findings and two recommendations specific to the Salinas Police Department. The Grand Jury has requested a response from the City Council on findings, # 5, 27, 28, and recommendations # 40 and 41. Specifically, with respect to each finding, the Grand Jury has requested that the City Council indicate either (1) That the Council agrees with the finding, or (2) That the Council disagrees wholly or partially with the finding, in which case the Council must specify the portion of the finding that is disputed and shall include in the response an explanation of the reasons for the disagreement.

With respect to each recommendation, the City Council must report one of the following four actions: 1) that the recommendation has been implemented, with a summary regarding the implemented action; 2) that the recommendation has not yet been implemented, but will be implemented in the future, with a timeframe for implementation; 3) that the recommendation requires further analysis, with an explanation and scope and parameters of an analysis or study and a timeframe the matter to be prepared for discussion by the City Council; 4) that the recommendation will not be implemented because it is not warranted or is not reasonable, with an explanation therefore.

A complete copy of Final Report is attached to this Staff Report for reference.

California Penal Code section 933(c) requires the City Council to respond to the Grand Jury’s Final Reports within ninety days from submittal of the Final Reports. A draft letter responding to each of the findings and the recommendations identified by the Grand Jury as requiring a response is attached to this Staff Report.

ISSUE:

Shall the City Council authorize the Mayor to send the attached letter to the Presiding Judge of the Superior Court of Monterey County responding to the Monterey County Civil Grand Jury's Final Report?

FISCAL IMPACT:

The proposed response to the Monterey County Civil Grand Jury does not have any fiscal impact on the City of Salinas.

TIME CONSIDERATIONS:

Penal Code 933(c) requires the City to respond to the Presiding Judge of the Superior Court of Monterey County within 90 days of the submittal of the report or by September 13, 2016.

ALTERNATIVES/IMPLICATIONS:

1. The City Council may approve the proposed response as recommended. A response to the letter is required by California Penal Code section 933(c).
2. The City Council may modify the attached letter responding to the findings of the Monterey County Grand Jury Civil Grand Jury.
3. The City Council may elect not to respond to the Monterey County Civil Grand Jury; however, this is not recommended as it would conflict with the Penal Code provisions.

CITY COUNCIL GOALS:

This response to the Grand Jury supports the Council's goal of Effective, Sustainable Government and is required by law.

CONCLUSIONS:

The 2015-2016 Monterey County Civil Grand Jury Final Report made three findings and two recommendations pertaining to the Salinas Police Department and its use of body cameras. Salinas Police Department staff has prepared a response for the City Council's consideration indicating the City Council agrees with the Grand Jury findings.

Back Up Pages:
Response Letter to the Presiding Judge
2015-2016 Civil Grand Jury Final Report