

# ALAMEDA COUNTY BOARD OF SUPERVISORS' PUBLIC PROTECTION COMMITTEE

Thursday, November 8, 2018

10:00 a.m.

Supervisor Richard Valle, Chair,  
Supervisor Scott Haggerty

Location: County Administration Building Room 255 –2<sup>nd</sup> fl  
1221 Oak Street, Oakland, CA 94612

## Summary/Action Minutes

### I. Alameda County Public Health Department Jails Inspection

#### [Attachment](#)

Dr. Erica Pan, Interim County Health Officer, Alameda County Public Health, Health Care Services Agency and Ron Browder, Director, Environmental Health Department, Health Care Services Agency, presented a PowerPoint presentation on the Annual Public Health Department Jails Inspection.

The County Health Officer is required to investigate health and sanitary conditions in every county jail, every other publicly operated detention facility in the county at least annually. The Health Officer will determine if the food, clothing, and bedding is of sufficient quantity and quality and meet minimum standards and requirements prescribed by the Board of Corrections for the feeding, clothing and care of prisoners.

For both the Glenn Dyer and Santa Rita facilities, all of the applicable articles and sections required for a Medical/Mental Health Evaluation of a Type II Facility were in compliance.

Physical inspection of “sick call” rooms and medical care areas demonstrate general compliance with medical/mental policies and procedures. AED compliance program reviewed with quality control measures in place.

#### **Nutritional suggestions**

- Improve the appearance and flavor of meals
- Vending machines should comply with 2009 Alameda County Nutrition & Physical Activity Policy
- Minimum 50% healthy beverages and snacks
- Provide healthier snack options in the commissary

#### **The Environmental Health Department’s Annual Jail Inspection Results**

The annual inspection dates were August 15-16, 2018. Food is prepared within the Santa Rita Facility and food handlers were found in compliance. Aramark Supervising Staff have Food Safety Certifications and inmate Food Handlers are trained before allowed to work in the kitchen. Food Service Plan in Compliance with Cal Code Food Flow requirements. Kitchen Facilities, Sanitation & Food Service are in compliance with Cal Code requirements. Food service is under immediate supervision of a staff member.

Facility plumbing (sinks, floor drains, floor sinks), walls, windows, grillwork, ceiling and lighting all in good repair. Floor at robotic machine service line pitted and needs repair to a smooth cleanable surface. Safe drinking water was confirmed by laboratory analysis via four (4) samples collected by DEH staff and tested by ALCO Public Health Laboratory and there were no issues with waste disposal.

## Santa Rita Detention Facility Vector Control Rodent Inspection Results

The inspection found that the facility is free of vermin. There was evidence of rodents (mice) noted in upstairs storage rooms (also noted in 2017 inspection). Two roaches were observed in sprinkler riser closet in the inmate food prep room but there was no evidence of an active infestation. Multiple traps are set throughout the dry storage areas. The facility has pest control service on a regular basis and general housekeeping in all food service and storage areas was satisfactory.

Corrective Actions: 1) Seal all possible entry points, monitor traps daily in electrical room, dry food storage, main kitchen, food prep areas, main scullery, and maintain log to document activity; 2) Eliminate the gap noted under roll-up door (work order submitted). Consult with Alameda County Vector Control Services regarding control of rodent (mice) with particular attention to the dry storage room.

The Santa Rita Detention Facility continues to maintain good overall food safety management practices and good overall sanitary conditions for housing units. • Many deficiencies were corrected immediately upon notification during the inspection process or the following day.

The Glenn Dyer Detention Facility continues to maintain good overall food safety management practices and good overall sanitary conditions for housing units. The only issue identified were fruit flies in the floor drains.

Dr. Pan, Mr. Browder and Commander Tom Madigan, Sheriff's Office were available to answer questions.

### **Speakers**

David Lopez, Associate Director of Advocacy and Policy, Alameda Contra Costa Medical Association, support's Dr. Pan's reporting. The ACCMA supports the AIMS panel chairperson reporting directly to the Board of Supervisors.

Jose Bernal has a lot of concerns about Santa Rita and Glenn Dyer jail. Undersheriff Lucia does not want to meet with advocates.

Juan Prieto asked several clarifying questions regarding the presentation on how inmates were selected to be interviewed.

Chiedu disagreed that food was not in compliance with health and safety standards

Amber Piatt asked clarifying questions about the presentation how can you evaluate with incomplete data?

Saadi Islam asked why is mental health response a challenge with the jail population?

Jean Moses asked what is being done about the mental health challenges in the jails and women having access to hygiene products, and the quantity of products.

Charles Eddy asked if future reports can include prenatal care and pregnancy issues in the jails and asked that the Health Department look for best practices beyond minimal compliance.

Ken Ryken, District Attorney's Office, stated that District Attorney O'Malley has been a leader in keeping seriously mentally ill persons out of the jails.

Supervisor Valle stated that he was willing to facilitate a conversation between advocates and Sheriff's Office staff and asked the advocates to contact Chris Miley, Deputy Chief of Staff, District 2 to facilitate the discussion.

**Purpose:**

- Report progress
- Advocacy or Education**
- Request Public Protection Committee Recommendation or Position
- Other:

This item was informational only and required no Committee action.

**II. Inmate Welfare Fund Expenditure Presentation**

[Attachment](#)

Tom Madigan, Commander, Alameda County Sheriff's Office, presented a PowerPoint presentation on the Inmate Welfare Fund Expenditures.

The sheriff of each county may establish, maintain and operate a store in connection with the county jail and for this purpose may purchase confectionery, supplies, postage and writing materials, and toilet articles and supplies and sell these goods, articles, and supplies for cash to inmates in the jail. The sale prices of the articles offered for sale at the store shall be fixed by the sheriff. Any profit shall be deposited in an inmate welfare fund to be kept in the treasury of the county. There shall also be deposited in the inmate welfare fund 10 percent of all gross sales of inmate hobby-craft.

The operation of a store within any city adult detention facility shall be governed by the provisions outlined in this section for county officials. The treasurer may, pursuant to Title 5 of the Government Code, deposit, invest, or reinvest any part of the inmate welfare fund, in excess of that which the treasurer deems necessary for immediate use. The interest or increment accruing on these funds shall be deposited in the inmate welfare fund. The sheriff may expend money from the inmate welfare fund to provide indigent inmates, prior to release from the county jail or any other adult detention facility under the jurisdiction of the sheriff, with essential clothing and transportation expenses within the county

**List of Inmate Welfare Fund Programs and Services**

- Education and Training Program • Five Keys Charter School • American Job Center
- Family Reunification Program • MOMs and DADs programs • YFSB case management • PACT program
- Voter Registration • Public Defender's Office
- Faith Based Programs • Religious Services • Revivals
- Tablet Program
- Operation My Home Town
- Recreation Program
- Other Services • Narcotics Anonymous • Alcoholics Anonymous • Social Security Advocacy Services • Child support Services • Notary Services

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This item was informational only and required no Committee action.

**Update on the Surveillance Technology Workgroup**

[Attachment](#)

Presenter: Ken Ryken, Assistant District Attorney and Finance Director, Alameda County District Attorney's Office gave an update on the Surveillance Technology Workgroup.

On June 27, 2017, The Board of Supervisors voted to create a Surveillance Technology Workgroup for the County. The workgroup was tasked with developing a draft Surveillance Technology Ordinance. The authorizing Board Letter directed that the workgroup would report its progress and seek direction from the Public Protection Committee.

### **Organization and Structure**

The workgroup was initially convened on October 25, 2017, one year ago. District Attorney O'Malley was selected by the group to serve as its Chair. The workgroup members agreed that this would be an official committee and that all workgroup actions would follow the requirements of the Brown Act.

The workgroup is made up of the following persons and organizations:

- Nancy O'Malley (Chair) - District Attorney
- Tom Madigan – Alameda County Sheriff's Office
- Marcus Dawal – Alameda County Probation
- Chuck Denton – Alameda County Public Defender
- Scott Dickey – County Counsel
- Pete Coletto – County Administrators Office
- Matt Cagle – ACLU of Northern California
- Brian Hofer – Oakland Privacy Council
- Fred Bobbitt – Commander, Fremont Police Department
- Allison Bernstein – Community Representative
- Jeremy Gillula – Community Representative
- Linda Tangren – Community Representative

The workgroup has agreed that any surveillance technology ordinance recommended to the Board should meet, at a minimum, the requirements of Senate Bill 1186, which will likely be reintroduced in some form 2019. The workgroup has compiled a reference library of certain laws, treatises that other resources that bare upon the creation of a surveillance technology ordinance. Each workgroup member was provided with their own binder containing these materials. The workgroup has reviewed, compared and debated existing surveillance technology ordinances and use policies passed by several jurisdictions and concluded that none of the ordinances or policies are a direct fit for Alameda County. The workgroup is currently working on its own draft ordinance that incorporates selected portions of several of the above-referenced ordinances and policies.

The workgroup would also welcome direction from the Committee members as to the desire for a Surveillance Technology Ordinance and the deadline by which this Committee would like to receive the draft Ordinance for review. The workgroup is proposing that its deadline for delivery of the draft surveillance technology ordinance be extended to not later than June 30, 2019.

#### **Purpose:**

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- Advocacy or Education
- Request Public Protection Committee Recommendation or Position
- Other:

#### **PUBLIC COMMENT**

None.