



COUNTY OF HUMBOLDT

AGENDA ITEM NO.

C-22

For the meeting of: August 18, 2015

Date: July 23, 2015
To: Board of Supervisors
From: William Damiano, Chief Probation Officer
Subject: Approval of a Supplemental Budget in budget unit 254 (4/5 vote required)

RECOMMENDATION(S):

That the Board of Supervisors:

1. Approve the Probation Department Supplemental Budget to Budget Unit 254 (4/5 vote required)

SOURCE OF FUNDING:

Youthful Offender Block (YOBG) Grant

DISCUSSION:

In recent years there have been many federal civil rights lawsuits filed due to unnecessary strip searches in county and city jails throughout California. These lawsuits have alleged a violation of privacy afforded by the 4th Amendment of the United States Constitution. These successful lawsuits in Federal Court led to the passage of California Penal Code PC §4030(b) which prohibits strip searches of pre-arraignment detainees arrested for infraction or misdemeanor offenses, as well as minors detained prior to a detention hearing, on

Prepared by Elisha Hardison, Legal Office Business Manager 268-3304

CAO Approval

Cheryl Dillingham

REVIEW:

Auditor *W. B. M.*

County Counsel

Human Resources

K. V.

Other

TYPE OF ITEM:

☒ Consent
☐ Departmental
☐ Public Hearing
☐ Other

PREVIOUS ACTION/REFERRAL:

Board Order No. _____

Meeting of: _____

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT

Upon motion of Supervisor

Seconded by Supervisor

Lovelace
Ayes *Sundberg, Lovelace, Fennell, Bohn, Bass*
Nays
Abstain
Absent

and carried by those members present, the Board hereby approves the recommended action contained in this Board report.

Dated: *Aug. 18, 2015*

By:

Kathy Hayes
Kathy Hayes, Clerk of the Board

the grounds that he or she is a person described in Section 300, 601, or 602 of the Welfare and Institutions Code alleged to have committed a misdemeanor or infraction offense. The majority of youth admitted to the Humboldt County Juvenile Hall and Regional Facility are admitted for violations of probation and misdemeanor offenses therefore without adequate probable cause they cannot be strip searched upon admission in order to combat contraband entering the facility. Further, youth must be afforded a certain degree of modesty when removing street clothing prior to showering during the admission process and again when dressing into facility-issued clothing. These regulations can make it very difficult to stem the tide of contraband entering the facilities upon admission, even with pat-down type searches conducted both by law enforcement prior to arriving to the Juvenile Hall/Regional Facility and again by Juvenile Corrections Officer upon receiving a minor.

The Cellsense magnetometer device will detect any metal on a youth's person as they walk past it after dressing in facility clothing. The clothing and shoes provided by Juvenile Hall/Regional Facility do not have any metal in them so triggering the device is probable cause to conduct another pat-down type search to find the metal object. If the object is not located through the follow-up pat-down search and the youth continues to trigger the device it is further probable cause to conduct a strip search of the youth pursuant to PC §4030. Juvenile Hall and the Regional Facility have had cell phones, small knives, lighters, and other metal objects come into the facilities and be discovered several days or weeks after admission of a youth. Locating these items upon admission increases the physical safety of youth and staff alike. The Cellsense magnetometer device is portable and non-invasive and can be used to detect metal objects hidden within mattresses, pillows and any other metal item that can be moved through its detection field. This purchase is an invaluable tool that will serve to make both facilities a safer place and supports the Board's Strategic Framework by providing an opportunity for improved safety both for youth and for County employees.

FINANCIAL IMPACT:

The purchase of this Cellsense device is a one-time purchase of \$12,995 being funded via the Probation Department's Youthful Offender Block Grant. The Youthful Offender Block Grant (YOBG) program provides state funding for counties to deliver custody and care (i.e. appropriate rehabilitative and supervisory services) to youthful offenders who previously would have been committed to the California Department of Corrections & Rehabilitation, Division of Juvenile Justice (DJJ). The YOBG trust carries a balance from funds received and not used in the budget, in prior fiscal years.

This purchase was not included in the FY 2015-16 budget due to the facilities performing pat-down searches. Recently an increase in the amount of contraband coming into both juvenile facilities has made it clear that not all contraband is being caught via these pat-down searches. This device will greatly improve safety in the juvenile facilities. There are no ongoing costs associated with this purchase and there is no impact to the County General Fund.

OTHER AGENCY INVOLVEMENT: N/A

ALTERNATIVES TO STAFF RECOMMENDATIONS:

The Board of Supervisors may opt not to approve this request however it is not recommended. This purchase will provide staff in Humboldt County's Juvenile Hall with a necessary tool for improving safety within the facility.

ATTACHMENTS:

1. Supplemental Budget for Budget Unit 254

ATTACHMENT 1

**FY 2015/16
SUPPLEMENT BUDGET
BUDGET UNIT REGIONAL FACILITY 254**

REVENUES:

1100-254-525040	Youthful Offender Block Grant	\$12,995.00
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TOTAL REVENUES:		\$12,995.00
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EXPENDITURES:

1100-254-8346	Metal/Contraband Detector	\$12,995.00
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TOTAL EXPENDITURES:		\$12,995.00
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