

GRAND JURY COMPLAINT FORM

PERSON OR AGENCY ABOUT WHICH COMPLAINT IS MADE

NAME: City of Sacramento
 ADDRESS: 915 "I" Street
Sacramento, CA 95814-260
 TELEPHONE NUMBER: (916) 808-5300

GRAND JURY USE ONLY

RECEIVED

MAR - 8 2016

COURT EXECUTIVE OFFICE

By _____

Date Received: _____
 Number: _____
 Subject: _____

NATURE OF COMPLAINT (Describe events in the order they occurred as clearly and concisely as possible. Also indicate what resolution you are seeking. 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 Sacramento County Grand Jury has no jurisdiction over state or federal agencies, the courts, judicial officers, private companies or most organizations.*)

Please accept this complaint with the attached as an amendment to the College-Glen Neighborhood Association's complaints filed on February 16, 2016 and February 29, 2016. I believe the actions of the Mayor and City Council as reported on page 103 of the City's FY 2013/14 Budget in addition to being a misuse of cell tower funds was also a misuse of Measure U funds.

It is my belief and that of my neighbors that this use of the cell tower revenue violates the terms of the agreements entered into by our community and the city concerning the use of cell tower revenue, and the intended use of the Measure U fund. As such, the redirection of the funds into special city council member accounts and staffing for a political organization are an impermissible gift of public funds and misuse of public funds for political purposes in addition to being a violation of public trust.

Please see the attached amendment and reference the documents attached the the Sacramento County Grand Jury Complaints previously filed by College-Glen Neighborhood Association President, Annette Deglow and other residents of the College -Glen Neighborhood Association on behalf of the Neighborhoods of College-Greens and Glenbrook and the two Cell Towers located in their neighborhood at Oki Park since 1996 and year 2000.

WHAT PERSONS OR AGENCIES HAVE YOU CONTACTED ABOUT YOUR COMPLAINT?

Person or Agency	Address	Date of Contact	Result
Mayor K. Johnson's Office	915 "I" Street 5th Floor	1/5/2016	No Reply to Date
CM Guerra's Office	915 "I" Street 5th Floor	1/5/2016	No Reply to Date
All Councilmembers	915 "I" Street 5th Floor	2/4/16	No Reply to Date
John Silvia	915 "I" Street 5th Floor	2/12/2016	No Action to Date

WHO SHOULD THE GRAND JURY CONTACT ABOUT THIS MATTER?

Person or Agency	Address	Telephone No.
Council Member Eric Guerra	915 "I" Street	(916) 808-7006
Shannon D. Brown	Maintenance Manager - SDBrown@cityofsacramento.org	(916) 808-4070
Craig Powell/Eye on Sacramento	1620 35th Ave suite K	(916) 718-3030

YOUR NAME: Annette Deglow DRIVER'S LICENSE NO.: 60114070
 ADDRESS: 8424 Olive GT Sac, CA 95826
 TELEPHONE NO.: (916) 383-6621

The information I have submitted on this form is true, correct and complete to the best of my knowledge.

Annette Deglow 3/8/16
 Complainant's Signature Date

Grand Jury Complaint by
Annette Deglow, President
College-Glen Neighborhood Association
Sacramento, CA 95826-3009

Related to: City of Sacramento
915 I Street 5th Floor
Sacramento, CA 95814-2604
(916) 808-5300

Please accept this complaint as a supplement to the CGNA complaints filed on February 16, 2016 and February 29, 2016. I believe, the actions of the Mayor and City Council as reported on page 103 of the City's FY 2013/14 Budget (Attachment 8) in addition to being a misuse of cell tower funds was also a misuse of Measure U funds.

The May 28, 2013, City Council Report, reports a projected City "General Fund deficit of \$8.9 million unless . . ." 40.0 FTE are reduced, departments are reorganized and right-sized within current fiscal restraints and the continued redirection of cell tower funds to the General Fund. (Attachment 6)

A subsequent City Council Report dated June 11, 2013 provides "FY2013/14 Operating and Capital Improvement Program Budgets including Measure U allocations and staffing for FY2013/14". That report redirects \$391,500 of cell tower revenues from the General Fund to the Council District and Mayor's operations budget and the approval of the addition of 2.0 FTE position to the Mayor's office. (Attachment 7)

The FY 2013/14 budget, page 103, (Attachment 8) acknowledges the \$566,506 increase in the Mayor and City Council's budget and cites that \$391,500 of the total amount comes from cell tower funds but does not specify the exact source of funding for the 2.0 FTE positions for the Mayor's office, one of which is providing services for a position outside of city government and most likely a non-profit political organization. Attachments 13 & 14 are both written in 2014, after the passage of Measure U, which approve the \$391,500 for cell tower funds for the Mayor and City Council's discretionary funds and the \$175,006 for the 2.0 FTE positions for the Mayor's office.

Attachments 13, 14, & 15 document that the basic needs of the City had not been adequately dealt within the FY 2013/14 Budget. The transfer of the \$566,506 from the General Fund to increase the Mayor and City Council budget was not an act to "To assist in closing the City's budget shortfall" nor the voter intended approved use of Measure U. Instead the revenues were used to expand the general fund to create special spending accounts for the Mayor and each member of the City Council and to fund a special position in the Mayor's office to work with a political organization.

It is my belief and that of my neighbors that this use of the cell tower revenue violates the terms of the agreements entered into by the city concerning the use of cell tower revenue, and the intended use of the Measure U funds, and that the redirection of the funds into special city council member accounts and staffing for a political organization are an impermissible gift of public funds and misuse of public funds for political purposes in addition to being a violation of public trust.

As a resident of the City of Sacramento I am asking that the Sacramento County Grand Jury conducts an investigation into the possible misconduct by the Mayor of Sacramento and the members of the City Council with respect to their use of neighborhood cell tower and Measure U revenues.