



HUMBOLDT COUNTY SHERIFF'S OFFICE

MICHAEL T. DOWNEY, SHERIFF

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Board of State and Community Corrections
600 Bercut Drive
Sacramento, CA 958111
ATTN: Kathleen Howard, Executive Director

2/18/14

Subject: Request for BSCC Appeal Hearing RE: SB 1022 Award Process

As set forth in Title 15, Construction Financing Program, Article 5, Section 1788, this letter is to request an appeal hearing with BSCC regarding the SB 1022 funding process. Specifically, Humboldt County is challenging the adequacy of the technical review process and outcome as it pertained to the assignment of County Preference Points.

We submitted our application to BSCC on October 24, 2013 @ 1:11 pm. On November 5, 2013 we received an e-mail from our BSCC Project Manager. The e-mail contained 2 areas which the Department of Finance (DOF) requested clarification on. Both were in regards to Preference #1 (Funding) and clarification was requested by the end of business that day. County Administrative Office staff responded to DOF's requests by email the same day. At approximately 5:01 pm, we received a confirmation that the information was received.

The area of dissatisfaction from Humboldt County is that the confirmation received from BSCC staff did not in any way indicate that there were any continuing problems with our funding source clarification. If we had had any concerns, our County Administrative Officer would have taken the immediate steps to correct the problem. At the end of business on November 5, our team was confident that we had met the needed criteria for preference #1 and we felt strongly that we should receive 3 of the 4 preference points.

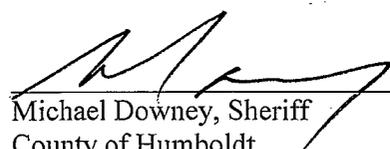
If Humboldt County would have received 3 preference points, we would have been ranked number 3 on the list rather than number 8 and we'd be moving rapidly towards construction. I believe the intent of the State was to award funding to the top 6 "Shovel Ready" projects in each category and that due to a flaw in the process, one of the best has been passed over (this is reflected in the Executive Steering Committee's rankings).

It is my belief that the process used did not clearly stress or point out what was specifically needed to satisfy the State's only mandatory criterion in the entire submittal process. Even with that, I still believe that Humboldt County met the criteria needed for Preference #1 and that a new ranking should be adopted placing Humboldt in the top six and in position to receive funding for our project.

Attached are all the correspondence regarding this matter.

Thank you for your consideration in this matter.

Sincerely,


Michael Downey, Sheriff
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