



CITY HALL, 1480 MAIN STREET  
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July 3, 2013

**FILED**

JUL - 8 2013

Clerk of the Napa Superior Court  
By: C. Bunn  
Deputy

The Honorable Diane Price  
Presiding Judge  
Napa County Superior Court  
825 Brown Street  
Napa, CA 94559

SUBJECT: Response to the Grand Jury 2012-2013 Final Report on the Integrity of Grand Jury Investigations

Dear Judge Price,

The St. Helena City Council has reviewed the findings and recommendations contained in the 2012-2013 Final Report on the Integrity of Grand Jury Investigations. As required by Penal Code Section 933(c), enclosed is the City Council's response to this report. The Grand Jury is to be commended for its work on behalf of the citizens of Napa County.

Sincerely,

Ann Nevero, Mayor  
City of St. Helena

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Napa Superior Court

**CITY OF ST. HELENA  
RESPONSE TO THE GRAND JURY FINAL REPORT ON  
THE INTEGRITY OF GRAND JURY INVESTIGATIONS  
FISCAL YEAR 2012-2013**

Finding F1: Certain witnesses interviewed by the Grand Jury, knowingly, repeatedly, and willfully violated their lawful secrecy admonition.

Response to Finding F1: The St. Helena City Council is unable to agree or disagree with this finding as related to witnesses that are not City officials. The Council is not aware of any circumstances involving City employees or officers where this behavior occurred.

Finding F2: The conduct of the witnesses in repeatedly violating the Grand Jury's lawful secrecy admonition created an atmosphere of apprehension and intimidation which impeded the proper investigation of the Grand Jury.

Response to Finding F2: The St. Helena City Council disagrees with this finding as related to witnesses that are City employees or officials. The City has consistently taken extraordinary efforts to cooperate with requests for information from the Grand Jury. The City Council has no information regarding witnesses that are not City officials.

Finding F3: The conduct of the witnesses who violate the secrecy admonition is punishable as contempt of the Superior Court.

Response to Finding F3: The City Council agrees that a violation of the secrecy admonition may constitute contempt of court, however, it is within the discretion of the court to determine whether or not particular conduct rises to the level of contempt. The City Council has no information that the conduct of any City employees or officials was in any manner inappropriate, violated any law or otherwise rose to a level of contempt.

Recommendation R1: That the County Board of Supervisors, the City Council of each incorporated jurisdiction, the County Counsel and every publicly elected official not under the authority of the foregoing provide instructions to all county employees within their jurisdiction regarding their duties and responsibilities toward the grand jury process and that said instructions be completed prior to the end of this calendar year.

Response to Recommendation R1: The City of St. Helena agrees to implement this recommendation prior to the end of the calendar year.