

CALIFORNIA STATE ASSOCIATION OF COUNTIES
BOARD OF DIRECTORS
Thursday, November 21, 2013
2:00pm - 4:00pm
San Jose Convention Center, Ballroom A1

A G E N D A

Agenda times are approximate. Matters may be considered earlier than published time.

Presiding: David Finigan, President

2:00pm PROCEDURAL ITEMS

1. Roll Call Page 1
2. Approval of Minutes of September 5, 2013 Page 3

2:10pm CSAC EXECUTIVE DIRECTOR'S REPORT

2:30pm ACTION ITEMS

3. Election of 2014 Executive Committee handout
 - *Matt Cate, CSAC Executive Director*
4. CSAC Policy Committee Reports Page 7
 - Administration of Justice
 - *Supervisor Federal Glover, Chair*
 - *Elizabeth Howard-Espinosa, CSAC staff*
 - Agriculture and Natural Resources Page 8
 - *Supervisor Kim Vann, Chair*
 - *Karen Keene, CSAC staff*
 - Government Finance and Operations Page 10
 - *Supervisor Bruce Gibson, Chair*
 - *Jean Hurst & Faith Conley, CSAC staff*
 - Health and Human Services Page 14
 - *Supervisor Kathy Long, Chair*
 - *Farrah McDaid-Ting, CSAC staff*
 - Housing, Land Use and Transportation Page 15
 - *Supervisor Phil Serna, Chair*
 - *DeAnn Baker, CSAC staff*
5. Request for Approval of Proposed Governance Policies Page 16
 - *Matt Cate, CSAC Executive Director*
6. Request to Form CSAC Women's Leadership Forum Page 22
 - (endorsed by CSAC Executive Committee)
 - *Supervisors Susan Adams & Kathy Long*
7. Resolution Authorizing Executive Director to Conduct CSAC Business Page 28
 - *David Finigan, CSAC President*

3:45pm INFORMATION ITEMS

8. County Administrative Officers Assoc. of CA (CAOAC) Report
 - AB 109 Allocation Update Page 29
 - *David Twa, CAOAC President & Contra Costa CAO*

9. Year of the Child Summary Page 31
 - *President Finigan*

10. ***The following items are contained in briefing materials for information, but no presentation is planned:***
 - ❖ 2014 Board of Directors Meeting Schedule & Calendar of Events Page 33
 - ❖ CSAC Finance Corporation Report Page 34
 - ❖ Institute for Local Government & CCS Partnership Update Page 36

11. Other Items

4:00pm ADJOURN

CALIFORNIA STATE ASSOCIATION OF COUNTIES

Board of Directors

2014

<u>Section</u>	<u>County</u>	<u>Director</u>
U	Alameda County	Keith Carson
R	Alpine County	Terry Woodrow
R	Amador County	Louis Boitano
S	Butte County	Maureen Kirk
R	Calaveras County	Merita Callaway
R	Colusa County	Kim Dolbow Vann
U	Contra Costa County	Federal Glover
R	Del Norte County	Michael Sullivan
R	El Dorado County	Norma Santiago
S	Fresno County	Henry Perea
R	Glenn County	John Viegas
R	Humboldt County	Virginia Bass
S	Imperial County	Ryan Kelley
R	Inyo County	Jeff Griffiths
S	Kern County	Mike Maggard
R	Kings County	Doug Verboon
R	Lake County	Anthony Farrington
R	Lassen County	Jim Chapman
U	Los Angeles County	Don Knabe
R	Madera County	Max Rodriguez
S	Marin County	Susan Adams
R	Mariposa County	John Carrier
R	Mendocino County	Carre Brown
S	Merced County	Hubert "Hub" Walsh
R	Modoc County	Jim Wills
R	Mono County	Larry Johnston
S	Monterey County	Fernando Armenta
S	Napa County	Brad Wagenknecht
R	Nevada County	Ed Scofield
U	Orange County	John Moorlach
S	Placer County	Jim Holmes
R	Plumas County	Jon Kennedy
U	Riverside County	John Tavaglione

U	Sacramento County	Susan Peters
R	San Benito County	Margie Barrios
U	San Bernardino County	Josie Gonzales
U	San Diego County	Greg Cox
U	San Francisco City & County	Eric Mar
S	San Joaquin County	Bob Elliott
S	San Luis Obispo County	Bruce Gibson
U	San Mateo County	Carole Groom
S	Santa Barbara County	Doreen Farr
U	Santa Clara County	Ken Yeager
S	Santa Cruz County	Bruce McPherson
S	Shasta County	Leonard Moty
R	Sierra County	Lee Adams
R	Siskiyou County	Ed Valenzuela
S	Solano County	Linda Seifert
S	Sonoma County	David Rabbitt
S	Stanislaus County	Vito Chiesa
R	Sutter County	Larry Munger
R	Tehama County	Robert Williams
R	Trinity County	Judy Pflueger
S	Tulare County	Steve Worthley
R	Tuolumne County	Evan Royce
U	Ventura County	Kathy Long
S	Yolo County	Matt Rexroad
R	Yuba County	Roger Abe

President: David Finigan, Del Norte
 First Vice President: John Gioia, Contra Costa
 Second Vice President: Efren Carrillo, Sonoma
 Immed. Past President: Mike McGowan, Yolo

SECTION: U=Urban S=Suburban R=Rural

CALIFORNIA STATE ASSOCIATION OF COUNTIES
 BOARD OF DIRECTORS
 September 5, 2013
 CSAC Conference Center, Sacramento

M I N U T E S

Presiding: David Finigan, President

1. ROLL CALL

Alameda	Keith Carson	Placer	absent
Alpine	Terry Woodrow	Plumas	Jon Kennedy
Amador	Louis Boitano	Riverside	John Tavaglione (audio)
Butte	Maureen Kirk	Sacramento	Susan Peters
Calaveras	Merita Callaway	San Benito	Margie Barrios
Colusa	Kim Vann	San Bernardino	Josie Gonzales
Contra Costa	Gioia/Glover	San Diego	Bill Horn
Del Norte	Finigan/Sullivan	San Francisco	absent
El Dorado	Norma Santiago (audio)	San Joaquin	Bob Elliott (audio)
Fresno	Henry Perea	San Luis Obispo	absent
Glenn	John Viegas	San Mateo	Carole Groom
Humboldt	Virginia Bass (audio)	Santa Barbara	Doreen Farr (audio)
Imperial	absent	Santa Clara	absent
Inyo	Jeff Griffiths (audio)	Santa Cruz	absent
Kern	absent	Shasta	Leonard Moty
Kings	Doug Verboon (audio)	Sierra	Lee Adams
Lake	absent	Siskiyou	Ed Valenzuela
Lassen	absent	Solano	Linda Seifert
Los Angeles	absent	Sonoma	Carrillo/Rabbitt
Madera	absent	Stanislaus	Vito Chiesa
Marin	Susan Adams	Sutter	Larry Munger
Mariposa	John Carrier	Tehama	Robert Williams
Mendocino	Carre Brown (audio)	Trinity	Judy Pflueger
Merced	Hub Walsh (audio)	Tulare	Steve Worthley
Modoc	Jim Wills	Tuolumne	Randy Hanvelt
Mono	Larry Johnston	Ventura	Kathy Long
Monterey	Fernando Armenta	Yolo	McGowan/Rexroad
Napa	Brad Wagenknecht	Yuba	Roger Abe
Nevada	Ed Scofield	Advisors: Bill Goodwin and Charles McKee	
Orange	John Moorlach (audio)		

The presence of a quorum was noted.

2. APPROVAL OF MINUTES

The minutes of May 30, 2013 were approved as previously mailed.

3. CONSIDERATION OF URGENCY ITEMS

Staff requested that the Board of Directors add two urgency items to the agenda pursuant to Government Code Section 54954.2(b), because the matters arose after the posting of the agenda and there was a need to consider action before the next meeting. The items added were:

A. Closed Session: Pursuant to Govt. Code Section 54954.9 the Board of Directors will confer with Counsel regarding existing litigation of Plata v. Brown, et.al., U.S. District Court, Northern Dist. Of Cal., No. 3:01-CV-1335-TEH, and for discussion under common interest of CSAC and the State.

B. Open Session: Request for Policy Direction on Response to Prison Population Reduction Plans currently being considered by the State Legislature and Governor.

Motion and second to add urgency items listed above to the agenda. Motion carried by more than 4/5 of the members and unanimously by those present. Discussion on item B occurred before and after closed session.

A. Pursuant to Govt. Code Section 54954.9 the Board of Directors conferred with Counsel regarding existing litigation of Plata v. Brown, et.al., U.S. District Court, Northern Dist. Of Cal., No. 3:01-CV-1335-TEH, and also discussed under common interest of CSAC and the State. There was no reportable action taking during closed session.

B. The Board considered providing policy direction in response to prison population reduction plans currently being considered by the Legislature and Governor.

Staff distributed a memo that included an overview of the two proposals before the Legislature to address the federal court order in the state's prison overcrowding litigation.

Representatives from Senator Steinberg's office outlined his proposed Prison Population Reduction plan.

Staff requested the following action regarding Policy Direction in Response to Prison Population Reduction. (1) Reaffirm support for the Governor's short-term, targeted plan (SB 105) to comply with the federal court order to reduce the state's prison population without triggering the early release of state prisoners; (2) Encourage the Administration and Legislature to work together – with key stakeholders, including county supervisors, sheriffs, probation chiefs, county mental health and substance use disorder professionals – to develop over the long-term an array of durable solutions to the prison crisis that take into account the impacts of realignment and assure stability across the state and local public safety systems; and (3) Direct staff to work with the Administration and Legislature on developing comprehensive, long-term remedies, including elements in the Senate Democrats plan.

Motion and second to approve staff recommendation listed above. Motion carried unanimously.

4. REQUEST FOR AUTHORIZATION TO FILE COMMENTS REGARDING FEDERAL TRIBAL ACKNOWLEDGEMENT PROCESS

The Bureau of Indian Affairs (BIA) undertakes an administrative process, guided by federal regulations known as the *Procedures for Establishing that an American Indian Group Exists as an Indian Tribe*, to "federally acknowledge" an Indian Tribe. There are currently 109 federally recognized Tribes in California. Further, there are 79 petitions for federal recognition for California Tribes in various stages of the acknowledgement process pending with the BIA.

On June 21, the BIA released a *Preliminary Discussion Draft*. The stated purpose for the *Preliminary Discussion Draft* is to identify potential improvements in the process to improve the integrity of the BIA's decisions to acknowledge particular groups as Indian Tribes. Public comments are due September 25. Staff recommended that the Board of Directors authorize CSAC to file written comments related to achieving greater transparency in the existing process as follows: (1) Proactively solicit input from and convene consultation meetings with local governments, including counties, at the earliest possible opportunity; (2) Facilitate and encourage constructive public participation in the review process; and (3) A stringent and transparent fee-to-trust process must compliment the acknowledgement process.

Motion and second to authorize CSAC to file written comments in response to the BIA Preliminary Discussion Draft on the Procedures for Establishing that an American Indian Group Exists as an Indian Tribe. Motion carried unanimously.

5. POLICY REGARDING CSAC AFFILIATES

Staff presented a draft policy regarding CSAC affiliate organizations, as contained in the briefing materials. The policy outlines the structure, role and appropriate relationship of the CSAC Affiliates to the CSAC Board of Directors and CSAC organization as a whole. The intent of the policy is to help CSAC and affiliate organizations more effectively advocate for county government and our members, while supporting the maintenance of a collaborative working relationship. The CSAC Executive Committee reviewed the policy at its August meeting and some minor changes were made subsequent to review by CSAC affiliates.

Motion and second to adopt the draft CSAC Affiliates Policy as presented. Motion carried unanimously.

6. POLICY COMMITTEE OPERATING PROCEDURES

Staff presented proposed changes to the Operating Procedures for Policy Committees, as contained in the briefing materials. The proposed changes are primarily technical in nature and more accurately reflect current practice. The CSAC Executive Committee previously considered this document and directed staff to review the various issues under the purview of the five standing policy committees, and report back to the policy committees to ensure there is a full understanding of the various issues under each committee and that the titles reflect the major policy areas.

Motion and second to adopt proposed amendments to the Operating Procedures for Policy Committees as presented. Motion carried unanimously.

7. POLICY REGARDING CANDIDATE CAMPAIGN CONTRIBUTIONS

Staff presented a draft CSAC Staff Campaign Contribution Policy for consideration as follows: *CSAC staff has the right to voluntarily contribute their time or money to any political campaign. However, in order to avoid the appearance that such contributions are compulsory, county supervisors shall not directly solicit contributions from CSAC staff for all elections. Mass mailing or e-mail solicitations are not considered direct solicitations.* This policy was previously considered and amended by the CSAC Executive Committee.

Motion and second to adopt the proposed CSAC Staff Campaign Contribution policy as presented. Motion carried unanimously.

8. COUNTY ADMINISTRATIVE OFFICERS ASSOCIATION OF CALIFORNIA (CAOAC) REPORT

In early 2011, the County Administrative Officers Association of California (CAOAC) named a 9-member Realignment Allocation Committee (RAC), at CSAC's request, to tackle the 58-county distribution of AB 109 and related funds. That committee is chaired by Susan Mauriello, Santa Cruz County Administrative Officer. The committee has recommended – and the Legislature approved – two temporary formulas that direct the allocation of funds for the first three years of implementation.

Bill Goodwin, CAOAC President and RAC member, reported that the RAC recently submitted a growth allocation formula to the Department of Finance, as requested. The RAC surveyed all 58 counties for

input prior to developing the formula. It is not yet known if the proposed formula will be accepted by Department of Finance.

9. INSTITUTE FOR LOCAL GOVERNMENT (ILG) REPORT

JoAnne Speers, Executive Director of the Institute for Local Government (ILG), provided an update on ILG activities, as contained in the briefing materials. She also distributed three new publications to the Board. They were: *Celebrating Local Leadership in Sustainability*, *Sustainability Best Practices Framework*, and *Understanding Basics of Public Service Ethics Laws*. She also noted that the "Safe Routes to School Decision-makers Toolkit" was released in June and is available on the ILG website.

10. REPORT ON SB 594 (HILL): USE OF PUBLIC RESOURCES

Staff provided an update on SB 594 (Hill), a measure that seeks to limit CSAC's and similar organizations participation in campaigns on state and local ballot measures. The bill's author has agreed to accept CSAC's amendments which will allow CSAC to continue to participate in statewide campaigns. Therefore, CSAC has removed its opposition.

11. LEGISLATIVE REPORT

Staff reported that several bills are still making their way through the legislative process. CSAC will provide a detailed report in the CSAC Bulletin at the end of the legislative session. CSAC continues to work diligently on Affordable Care Act (ACA) implementation and the two bills that are vehicles for technical clean up on ACA.

12. INFORMATION/MISCELLANEOUS ITEMS

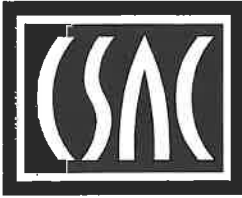
The briefing materials contained reports on the CSAC Litigation Coordination Program, CSAC Finance Corporation and the Corporate Associates Program.

Supervisor Efen Carrillo addressed the Board of Directors regarding his battle with alcohol addiction and reiterated his commitment of continuing to serve as a CSAC Officer.

Steve Bennett from Dominion Voting Systems provided an update on electronic voting systems. He indicated they now offer an option for counties to lease equipment rather than being required to purchase electronic voting systems. Dominion Voting Systems is a CSAC Premier Corporate member.

Matt Cate presented Jim Wiltshire with a token of appreciation for his years of service to CSAC upon his retirement.

Meeting adjourned.



CSAC Annual Meeting

Administration of Justice Policy Committee

Tuesday, November 19, 2013 ■ 10:00 a.m. – 12 noon

San Jose Convention Center ■ Ballroom A3

150 W San Carlos Street ■ San Jose, CA ■ Santa Clara County

Supervisor Federal Glover, Contra Costa County, Chair

Supervisor John Viegas, Glenn County, Vice-Chair

- 10:00 a.m. I. **Welcome and Introductions**
Supervisor Federal Glover, Contra Costa County
- 10:05 a.m. II. **Review of CSAC Administration of Justice Policy Area and Responsibilities**
*Elizabeth Howard Espinosa, CSAC Senior Legislative Representative;
London Biggs, CSAC Legislative Analyst*
- 10:15 a.m. III. **2011 Realignment: Taking Stock Entering Year Three of Implementation**
Linda Penner, Chair, Board of State and Community Corrections
- 10:45 a.m. IV. **An Update on the Federal Three-Judge Court and State Prison Population Reduction**
*Jennifer Henning, Executive Director, County Counsels' Association;
Elizabeth Howard Espinosa, CSAC Senior Legislative Representative*
- 10:55 a.m. V. **CSAC Year of the Child: Revisiting System Responses to Juvenile Offenders**
*Jim Salio, San Luis Obispo County Chief Probation Officer and Chair of Juvenile Services Committee, Chief Probation Officers of California;
Sheralynn Freitas, Deputy Chief Probation Officer, Sonoma County;
Michelle Edwards, Vice President of Youth IMPACT, Boys & Girls Clubs, Central Sonoma County; Brian Lee, Deputy Director, Fight Crime: Invest in Kids California; Nancy E. O'Malley, Alameda County District Attorney*
- 11:30 a.m. VI. **Incompetent to Stand Trial (IST): Examining Trends and Program Options**
Kristopher Kent, Assistant Secretary, Office of Program and Fiscal Affairs, California Health and Human Services Agency; Terry Fillman, Health Services Administrator, San Bernardino County Sheriff's Department
- 11:50 a.m. VII. **2013 End-of-Session and Budget Wrap-up; 2013 Accomplishments; 2014 Policy Horizons**
*Elizabeth Howard Espinosa, CSAC Senior Legislative Representative;
London Biggs, CSAC Legislative Analyst*
- 12:00 noon VIII. **Closing Remarks and Adjournment**
Supervisor Federal Glover, Contra Costa County



Agriculture and Natural Resources Policy Committee

Tuesday, November 19, 2013 - 10:00 a.m. - 12:10 p.m.

119th Annual Meeting * San Jose Convention Center * Ballroom A1

AGENDA

Supervisor Kim Vann, Colusa County, Chair
Supervisor Linda Seifert, Solano County, Vice-Chair

- | | |
|-------------------|---|
| 10:05 a.m. | I. Welcome and Introductions
<i>Supervisor Kim Vann, Colusa County, Chair</i> |
| 10:05 – 10:15 | II. ACTION ITEM: Overview of ANR Roles, Responsibilities & Committee Name
<i>Karen Keene, CSAC Senior Legislative Representative</i>
<i>Cara Martinson, CSAC Associate Legislative Representative</i> |
| 10:15- 10:35 | III. Department of Conservation Update <ul style="list-style-type: none">• Mining/SMARA Reform• Farmland Conservation <i>Mark Nechodom, Director, Department of Conservation (Invited)</i> |
| 10:35 - 10:55 | IV. 2014 Legislative Teaser <ul style="list-style-type: none">• Cap and Trade• Williamson Act Part II• Solid Waste Management <i>Karen Keene, CSAC Senior Legislative Representative</i>
<i>Cara Martinson, CSAC Associate Legislative Representative</i> |
| 10:55 – 11:30 | V. 2014 Water Bond Preview
<i>The Honorable Lois Wolk, Senator</i>
<i>Tina Cannon Leahy, Principal Consultant, Assembly Water, Parks and Wildlife Committee</i> |
| 11:30 – 11:45 | VI. Federal Update: Secure Rural Schools, PACE Program, Water Resources Development Act, PILT & Farm Bill

<i>Joe Krahn, Waterman & Associates</i>
<i>Hasan Sarsour, Waterman & Associates</i> |
| 11:45- 12:05 p.m. | VII. The National Flood Insurance Program: FEMA Mapping Update
<i>Edie Lohmann, FEMA National Flood Insurance Specialist</i> |
| 12:05- 12:10 p.m. | VIII. Closing Comments & Adjournment |



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Sacramento
California
95814

Telephone
916.327.7500
Facsimile
916.441.5507

November 6, 2013

To: CSAC Board of Directors
From: Karen Keene, CSAC Senior Legislative Representative
Cara Martinson, CSAC Associate Legislative Representative

RE: Policy Committee NAME CHANGE

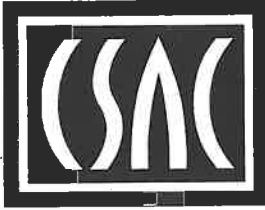
Recommendation. Staff is recommending that the CSAC ANR Policy Committee support staff's recommendation to change the name of the CSAC Agriculture & Natural Resources Policy Committee to the **CSAC Agriculture, Environment and Natural Resources Policy Committee** to better reflect the breath of issues that the Committee currently covers.

Background. Over the past few months, CSAC staff has worked to review and assess the policy topics that each of CSAC's five policy committees cover. The point of this exercise was to evaluate and organize issues amongst the policy committees in the most effective way possible. Through this exercise, it was apparent that the ANR Policy Committee covers a whole host of environmental issues, in addition to topics related to agriculture or resources. For example, the Committee focuses on a myriad of environmental quality issues, including solid waste management, climate change, renewable energy and water quality, to name a few. For a detailed description of topics covered by the Committee, please refer to the following attachment.

Proposal. To better reflect the true work of the Committee, staff believes a simple name change – adding the work Environment – will help to better represent the topics covered by the Committee.

Action Requested. Staff recommends that the Committee change its name to the **CSAC Agriculture, Environment and Natural Resources Policy Committee**.

Contact. For more information on this issue, please contact Karen Keene, CSAC Senior Legislative Representative at 916-327-7500, ext. 511, or kkeene@counties.org, or Cara Martinson, CSAC Associate Legislative Representative at 916-327-7500, ext. 504, or cmartinson@counties.org.



**Government Finance and Operations Policy Committee
CSAC Annual Meeting
Wednesday, November 20, 2013 — 2 p.m. till 4 p.m.
San Jose Convention Center, Ballroom A1
Santa Clara County, California**

**Supervisor Bruce Gibson, San Luis Obispo County, Chair
Supervisor Bruce McPherson, Santa Cruz County, Vice Chair**

- 2:30 **I. Welcome and Introductions**
*Supervisor Bruce Gibson, San Luis Obispo County, Chair
Supervisor Bruce McPherson, Santa Cruz County, Vice Chair*
- 2:35 **II. Overview of the GFO Policy Committee**
Jean Kinney Hurst, Senior Legislative Representative, CSAC
- 2:45 **III. The Year in Review, the Year Ahead**
*Jean Kinney Hurst, Senior Legislative Representative, CSAC
Faith Conley, Associate Legislative Representative, CSAC
Geoff Neill, Senior Legislative Analyst, CSAC*
- 2:55 **IV. SCA 3 (Leno) — ACTION ITEM**
Faith Conley, Associate Legislative Representative, CSAC
- 3:15 **V. Mandate Reform: Is It Finally Time?**
Geoff Neill, Senior Legislative Analyst, CSAC
- 3:30 **VI. California's Fiscal Forecast**
Brian Uhler, Local Government, Legislative Analyst's Office
- 10:00 **VII. Closing Comments and Adjournment**
*Supervisor Bruce Gibson, San Luis Obispo County, Chair
Supervisor Bruce McPherson, Santa Cruz County, Vice Chair*

November 20, 2013

To: CSAC Board of Directors

From: Supervisor Bruce Gibson, Chair, Government Finance & Operations Committee
Supervisor Bruce McPherson, Vice-Chair, Government Finance & Operations Committee

Re: SCA 3 (Leno) – ACTION ITEM

Recommendation. The Government Finance and Operations Committee recommends to the CSAC Board of Directors a position of “neutral” on SCA 3, a June 2014 ballot measure that would amend the California Constitution to enshrine provisions of both the California Public Records Act and the Ralph M. Brown Act within it and exclude from reimbursement those statutory changes to the Acts that constitute mandates.

Background.

Open Government and Transparency. The Ralph M. Brown Act (Brown Act) governs open meetings for local government bodies to ensure the protection of public access and participation. Provisions of the Brown Act apply to all local legislative bodies, obligating them to abide by those requirements to safeguard open access to local government. The California Public Records Act (CPRA) applies to all state and local government agencies – excluding the Legislature – and provides certain requirements for those governing bodies that further the Act’s intent that public access to information regarding the conduct of the public’s business is a right, and to ensure that governmental records are disclosed to the public upon request. The Brown Act explicitly allows for reimbursement of the costs that “are clearly and unequivocally incurred as the direct and necessary result of compliance with” it (California Government Code §54954.4); in 2011, the Commission on State Mandates determined that specific provisions of CPRA constitute state-reimbursable mandates.

Mandates. The California Constitution requires the state to reimburse local agencies when it mandates a new program or a higher level of service. This requirement was added to the Constitution in 1979 via Proposition 4, which imposed spending limits on the state and local governments, commonly referred to as the “Gann limit”. Proposition 1A (2004) placed additional mandate protections for local agencies for changes in sharing ratios for state/local programs.

The Constitution allows the Legislature to suspend any mandate for a given fiscal year, which allows them to not fund the mandate and makes the mandate optional for all local agencies. Once a mandate is suspended, that suspension is never rescinded (at least, we have yet to see a suspended mandate be un-suspended), and some mandates have been suspended in every fiscal year for as long as 22 years. The list of suspended mandates in the state budget stretches for several pages and is filled with statutes that appear to require local agencies to perform a certain action, but are in fact optional.

How did we get here? This summer, the Legislature approved Assembly Bill 76, a budget trailer bill that included statutory provisions to make compliance by local public agencies with certain provisions of the CPRA “best practices” rather than requirements. (This approach was recommended by the Legislative Analyst’s Office as an alternative to the Governor’s original budget proposal to suspend the CPRA provisions outright.) In the wake of that bill’s passage, widespread opposition to the statutory change caused the Legislature to reverse its action by approving (and Governor Brown subsequently signing) an alternate bill that reinstated the mandate.

The criticism of the Legislature’s attempt to sever the State’s financial commitment to reimbursement for compliance with CPRA (thereby making adherence to it optional as the state is prohibited from imposing mandates upon local governments without reimbursing that cost) led to the introduction and passage of Senate Constitutional Amendment 3. SCA 3 places a measure on the June 2014 ballot that would amend the State Constitution to enshrine provisions of both CPRA and the Ralph M. Brown Act (Brown Act) within it and exclude any future statutory changes to the Acts from reimbursement.

Voters’ approval of the measure would essentially require local agencies to comply with provisions and any future amendments to both CPRA and the Brown Act without the requirement of reimbursement by the State.

CSAC maintained a position of “Concerns” on SCA 3, communicating our support for access to open government while advocating for an amendment that would require any future amendments to the Acts by the Legislature to be subject to a fiscal review with a focus on the financial ramifications to local governments. SCA 3, however, was approved in its original form after the author maintained that all legislation with any fiscal impact to public agencies is subject to fiscal review by the Legislature, a debatable assertion.

Policy Considerations. Counties have always abided by the requirements of both the Brown and Public Records Acts since their inception and have done so without required reimbursement by the State. In fact, the State currently owes public agencies approximately \$120 million for costs associated with the Brown Act mandates alone. The Legislature has further added new, costly requirements to existing law governing the Acts in the early part of last decade. Due to the State costs associated with a new mandate that would be imposed by the further requirements, the legislation containing them has received fiscal scrutiny by legislative fiscal committees, specifically review by the Appropriations Committees in each house. It is important to note that all current and future provisions of open meetings and public records act would be exempt from state reimbursement with voter approval of SCA 3, so long as the enacting measures “further the purpose of” the Brown Act and CPRA – accordingly, without the consequence of higher state costs due to the removal of its requirement to reimburse public agencies, the Legislature will have fewer hindrances when voting on new, expansive requirements. Consideration should also be given to the concern that SCA 3 represents a shift in course by the Legislature and Governor, whereby mandates that are politically popular may be put before the voters in order to relieve the state from reimbursement. Such policy sets a troubling precedent which leads to an additional concern about future costs.

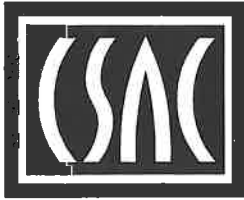
While concerns over costs and precedent setting are both valid and in line with the

CSAC platform (which explicitly states that constitutional amendments should not exempt mandates from cost reimbursement), it should be noted that CSAC has long supported the public's right to transparent government and open meetings; accordingly, on legislation expanding both the Brown Act and CPRA, CSAC has tempered any opposition to such cost-increasing statutory changes with the acknowledgement of counties' commitment to that access.

Additionally, regardless of any change in fiscal support from the state, counties have and will continue to meet the requirements associated with the requirements contained in Proposition 59 (2004) including the right of public access to meetings of government bodies and writings of government officials.

Action Requested. The Government Finance and Operations Committee recommends a position of neutral to the CSAC Board of Directors on the ballot initiative which would amend the California State Constitution to enshrine provisions of both CPRA and the Ralph M. Brown Act (Brown Act) within it and exclude from reimbursement those statutory changes to the Acts that constitute mandates.

Staff Contact. Please Faith Conley (fconley@counties.org or 916/650-8117) or Jean Kinney Hurst (jhurst@counties.org or 916/650-8133 for additional information.



Health and Human Services Policy Committee
Tuesday, November 19, 2013 - 2:30 p.m. – 4:30 p.m.
CSAC 119th Annual Meeting - Santa Clara County
San Jose Convention Center - Room A 1
150 West San Carlos Street, San Jose, CA 95113

Supervisor Kathy Long, Ventura County, Chair
Supervisor Ken Yeager, Santa Clara County, Vice Chair

- 2:30 p.m. **I. Welcome and Introductions**
Supervisor Kathy Long, Ventura County
- 2:35 – 2:40 **II. Scope of the HHS Policy Committee**
Farah McDaid Ting, CSAC Associate Legislative Representative
- 2:40 – 3:15 **III. The ACA and AB 85: Looking Back and Looking Forward**
Farah McDaid Ting, CSAC Associate Legislative Representative
Judith Reigel, County Health Executives Association of California
Assmaa Elayyat, County Welfare Directors Association
- 3:15 – 3:45 **IV. Expansion of Benefits: County Mental Health and Substance Use Disorder Services**
Robert Oakes, Executive Director, California Mental Health Executives Association
- 3:45 – 4:05 **V. The New Age of Wellness Programs**
Tom Carter, Vice President, Consulting and Customer Support, Kaiser Permanente
- 4:05 – 4:25 **VI. The Children’s Movement of California**
Former Assembly Member Ted Lempert, President, Children Now
- 4:30 **VII. Adjournment**

PLEASE NOTE:

This policy committee meeting is an in-person meeting held in conjunction with the CSAC 119th Annual Meeting; no conference line is available. Materials will be posted at www.csac.counties.org.



Housing, Land Use, & Transportation Policy Committee
119th CSAC Annual Meeting
Wednesday, November 20, 2013 · 10:00 a.m. – 12:00 p.m.
Ballroom A1 · San Jose Convention Center
Santa Clara County, California

DRAFT AGENDA

Supervisor Phil Serna, Sacramento County, Chair
Supervisor John Benoit, Riverside County, Vice Chair

- 10:00 a.m. I. **Welcome, Introductions, and Opening Remarks**
Supervisor Phil Serna, Chair, Sacramento County
- 10:10 a.m. II. **Overview of the HLT Policy Committee**
- Review of Purview of Policy Areas, Legislative Committees, State Agencies, County Affiliates, etc.
 - How can CSAC Better Engage our Members?
- Kiana Buss, Legislative Representative, CSAC*
Attachment One: HLT Policy Committee Summary
- 10:30 a.m. III. **Tribal and Intergovernmental Affairs Update**
Joe Dhillon, Senior Advisor for Tribal Negotiations, Office of the Governor
Chris Lee, CSAC Legislative Analyst
Bruce Goldstein, County Counsel, Sonoma County
Minh Tran, County Counsel, Napa County
Attachment Two: Tribal & Intergovernmental Relations Platform
Attachment Three: CSAC Letter to the BIA Re: Proposed Rules for Land Acquisitions and Appeals of Land Acquisitions (the "Patchak Patch")
Attachment Four: CSAC Letter to the Bureau of Indian Affairs Regarding Discussion Draft on Policies Related to Federal Acknowledgment of Tribes
- 11:15 a.m. IV. **Strategic Growth Council Presentation**
Mike McCoy, Executive Director, Strategic Growth Council
- 11:35 a.m. V. **Business, Consumer Services, and Housing Agency Update (Tentative)**
Anna Caballero, Secretary, BCS&H Agency (invited)
James Goldstene, Undersecretary, BCS&H Agency (invited)
- 11:50 a.m. VI. **2013 Legislative and Budget Wrap-Up & 2014 Legislative Teaser**
Kiana Buss, CSAC Legislative Representative
Cara Martinson, CSAC Legislative Representative
Attachment Five: Updated FY 2013-14 HLT Policy Committee Priorities
- 12:00 p.m. V. **Adjournment**



1100 K Street
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Sacramento
California
95814

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916.327-7500

Facsimile
916.441.5507

To: CSAC Board of Directors
From: Matt Cate, Executive Director
Jennifer Henning, Litigation Counsel
Date: November 7, 2013
Re: Proposed Governance Policies

Background:

Changes in the tax code for non-profit associations include additions to the Form 990 tax form that inquire about governance policies for non-profit corporations. CSAC recently underwent its annual audit, and the audit report noted that CSAC has not adopted some of the policies that the IRS asks about on the Form 990. Adoption of the following policies is, therefore, recommended:

- Board of Directors Conflict of Interest Policy (Note that CSAC staff is already subject to a conflict of interest policy, which is included in the Employee Handbook.)
- Whistleblower Policy
- Form 990 Review Policy
- Executive Compensation Policy

While there is no statutory requirement that a mutual benefit non-profit corporation like CSAC have any of these policies, the IRS will be considering whether or not the policies are in place in determining which organizations to audit, the idea being that organizations with weaker governance policies have a greater risk of fraud or other abuses.

Recommended Action: Adopt the attached Conflict of Interest, Whistleblower, Form 990 Review, and Executive Compensation policies.

California State Association of Counties
Conflict of Interest Policy

Article I
Purpose

The California State Association of Counties (“CSAC”) is a California nonprofit mutual benefit corporation. Members of the Board of Directors (“Board Members”) of CSAC are subject to certain legal obligations in the performance of the duties of their position. For this reason, CSAC is establishing this Conflict of Interest Policy for its Board Members.

CSAC Board Members are required to exercise good faith in all transactions involving their duties, and they are subject to certain obligations not to use their position, or knowledge gained through their position, for their personal benefit. In their dealings with CSAC, Board Members should be mindful of potential conflict of interests.

Article II
Standard of Care

In determining potential conflicts of interest, the following standard of care shall be applicable:

- A. Board Members shall perform their duties in good faith, in a manner they believe to be in the best interest of CSAC, with such care, including reasonable inquiry, as an ordinary prudent person in a like position would use under the circumstances.
- B. Board Members are required in their capacity as members of a Board of Supervisors to receive training on ethics and conflicts of interest that satisfies the requirements of AB 1234. Board Members shall perform their duties in a manner consistent with the principles addressed in this training.
- C. Board Members are entitled to rely on the information, opinions, reports or statements (including financial statements and other financial data) prepared or presented by officers or employees of CSAC, independent accountants, and other experts who provide professional services to CSAC, provided that Board Members believe such individuals are reliable and competent, and that the matters on which they present are within their professional or expert competence. Board Members may also rely on the information, opinions, reports or statements of any committee of the Board of Directors with respect to matters within that committee’s designated authority if Board Members believe the committee merits their confidence. Board Members are entitled to rely on the information, opinions, reports or statements of any person, firm, or committee if, after reasonable inquiry when the need therefore is indicated by the circumstances, they have no knowledge that would cause such reliance to be unwarranted.

Article III
Conflicts and Disclosure

- A. Board Members are necessarily involved in the affairs of other institutions and organizations. Effective boards and organizations will include individuals who have relationships and affiliations that may raise questions about perceived conflicts of interest. Although many such potential conflicts are and will be deemed inconsequential, every Board Member has the

responsibility to ensure the entire Board of Directors is made aware of situations that involve personal, familial, or business relationships that could create a real or perceived conflict of interest. Every Board Member is also a member of a Board of Supervisors for a County in the State of California, and their counties pay dues to support CSAC. Decisions by Board Members related to setting dues for CSAC membership is deemed not to be a conflict of interest. Board Members are required annually to be familiar with the terms of this policy, and to acknowledge by his or her signature that he or she is acting in accordance with the letter and spirit of this policy.

B. Board Members are required to make a full disclosure to the Board of Directors of all material facts regarding any possible conflict of interest, to describe the transaction, and to disclose the details of their interest. CSAC shall, as appropriate, seek the opinion of legal counsel and such other authorities as may be required, before entering into any such transaction. Before approving a transaction in which a Board Member may have a conflict of interest, the Board of Directors will attempt, in good faith and after reasonable investigation under the circumstances, to determine that:

- (1) CSAC is entering into the transaction for its own benefit;
- (2) The transaction is fair and reasonable as to CSAC at the time CSAC entered into the transaction;
- (3) The Board of Directors has knowledge of the material facts concerning the transaction and the director's or officer's interest in the transaction; and
- (4) CSAC cannot obtain a more advantageous arrangement with reasonable effort under the circumstances.

The Board of Directors must then approve the transaction by a vote of a majority of the Board of Directors then in office, without counting the vote of any director who may have a conflict of interest due to the transaction under consideration.

CALIFORNIA STATE ASSOCIATION OF COUNTIES CONFLICTS OF INTEREST DISCLOSURE STATEMENT

I hereby certify that I have carefully read and hereby acknowledge receipt of a copy of this Conflict of Interest policy. In signing this Disclosure Statement, I have considered not only the literal expression of the policy, but also what I believe to be the spirit of the policy as well. To the best of my knowledge, information and belief, I hereby certify that, except as stated in the exception below, neither I nor any of my relatives by blood or marriage has any direct or indirect interest that conflicts with the interests of CSAC.

The exceptions are as follows (if more space is required, please attached additional page[s]; if no exceptions, please leave space blank):

If any situation should arise in the future that, as discussed in the policy, may involve me or my relatives by blood or marriage in a conflict of interest, I will promptly disclose the circumstances to the Board of Directors of CSAC.

Date: _____

Signature

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EMPLOYEE PROTECTION (WHISTLEBLOWER) POLICY
(to be added to the CSAC Employee Handbook)

The purpose of this policy is to support the California State Association of Counties' (CSAC) goal of legal compliance. The support of all employees is necessary to achieve compliance with various laws and regulations. An employee is protected from retaliation when the employee brings the alleged unlawful activity, policy, or practice to the attention of CSAC and provides the CSAC with a reasonable opportunity to investigate and correct the alleged unlawful activity.

If any employee reasonably believes that some policy, practice, or activity of CSAC is in violation of law, a written complaint must be filed by that employee with CSAC's Executive Director or with the President of the Board of Directors. The employee will be notified about what actions will be taken. If no further action or investigation is to follow, an explanation for the decision will be given to the employee.

CSAC will not retaliate against an employee who in good faith has made a protest or raised a complaint against some practice of CSAC, or of another individual or entity with whom CSAC has a business relationship, on the basis of a reasonable belief that the practice is in violation of law, or a clear mandate of public policy.

CSAC will not retaliate against employees who disclose or threaten to disclose to a supervisor or a public body, any activity, policy, or practice of CSAC that the employee reasonably believes is in violation of a law, rule, or regulation mandate by law, or is in violation of a clear mandate of public policy concerning the health, safety, welfare, or protection of the environment.

CALIFORNIA STATE ASSOCIATION OF COUNTIES
FORM 990 REVIEW PROCESS AND DISCLOSURE POLICY

The California State Association of Counties (“CSAC”) is a California nonprofit mutual benefit corporation, which is required to annually file a Form 990 with the Internal Revenue Service. This policy establishes the process for Board of Directors review of the Form 990.

The Form 990 will be completed annually and copies will be provided to the Executive Committee of the Board of Directors, including significant schedules, prior to the submission of the form to the Internal Revenue Service. CSAC staff and professional accountants will update the form as necessary to respond to comments from the Executive Committee members. Once all of the necessary changes are made, the Form 990 will be signed by CSAC’s Executive Director, dated and submitted by the filing deadline. A copy of the final Form 990 will be provided to the Board of Directors, and will be made available to the public upon request.

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMPENSATION POLICY

I. Purpose

The California State Association of Counties (“CSAC”) is a California nonprofit mutual benefit corporation. The Executive Director of CSAC is CSAC’s principal representative and the person responsible for CSAC’s efficient operation. Therefore, it is the desire of CSAC to provide a fair yet reasonable and not excessive compensation for the Executive Director

II. Setting and Reviewing Compensation

CSAC’s Executive Committee has the authority to set the Executive Director’s compensation. The initial salary is set in the terms of an employment contract, and is reviewed annually by the Executive Committee. In setting and reviewing the Executive Director’s salary, the Executive Committee will, to the extent reasonably available, rely upon appropriate data that documents compensation levels and benefits for similarly qualified individuals in comparable positions at similar organizations. This data may include the following:

1. Salary and benefit compensation studies by independent sources;
2. Written job offers for positions at similar organizations;
3. Documented telephone calls about similar positions at both nonprofit and for-profit organizations;
and
4. Information obtained from the IRS Form 990 filings of similar organizations.
5. Annual performance evaluation.

If the Executive Committee does not have data as to comparability, it should document in the minutes any other bases for believing the executive compensation is reasonable.

August 8, 2013

Summary notes from the Women Supervisors meeting

Supervisors in attendance: Supervisors Susan Adams, Kathy Long, Kim Dolbow Vann, Roberta McGlashan and Geri Byrne

There was consensus on the following:

The name of the CSAC Group is proposed to be:

CSAC Women's Leadership Forum (CSAC-WLF)

Mission Statement:

The CSAC Women's Leadership Forum focuses on welcoming, networking, mentoring and supporting elected women supervisors in engagement and empowerment to take on leadership roles within the organization and in their roles as county supervisors.

Goals:

To welcome, network, mentor and support elected women supervisors in the *California State Association of Counties (CSAC)*.

To engage and empower women supervisors to take on leadership roles within the CSAC organization.

To incorporate leadership and educational training opportunities.

Structure:

Semi-structured organization (not as formal as a caucus; not as loose as a social club).

Meetings will occur at each of the biannual CSAC general and legislative assemblies with at least one extra separate meeting per year specifically for the forum's purposes of training, mentoring and support.

There will be three divisional co-chairs, one representing rural, one suburban and one urban.

Co-chairs will be chosen at the legislative conference each year.

Other women leaders are welcome to attend the meetings.

Work Plan for 2013-2014:

Co-chairs will make a personal contact to each elected woman supervisor in their division. CSAC will provide current lists of each woman supervisor in each division annually, after November elections are completed.

Supervisor Adams' office will set up a CSAC-WLF FB page and each co-chair will have access as administrators.

Supervisor Adams will contact California Women Lead to inform them of the new organization at CSAC.

Supervisor Adams and Supervisor Long will develop an invitation to join the forum and include factoids about why the forum is important...e.g. the number of women who have been CSAC presidents over the past 110 years; the number of women who are elected county supervisors; the number of women serving on CSAC committees, etc.

Supervisor Long will work with the Leadership Institute to develop a training program specifically for elected women supervisors.

Supervisor Vann will access sponsorships and speakers for the Fall general assembly (which will help provide food and beverage for the meeting).

CSAC Leadership Network of Women Supervisors

Report from inaugural meeting 5-29-13

Introductions were made among the 16 participants in attendance. There was a sense of excitement and anticipation that we were organizing.

Consensus was reached on the following:

The establishment of a women's leadership network within CSAC is long overdue and will be important in fostering support and leadership among women supervisors.

There was not support for having a Network that would be as formal as an official caucus, nor as informal as a social gathering. The CSAC organization has agreed to support this effort. The group agreed to start small and evolve.

There would be an annual nomination for chair and co-chair. For this current year, Supervisor Adams will continue working in this capacity. But it will be important to institutionalize the network so that it doesn't disappear if someone leaves office.

Time would be set aside at both the legislative assembly and the general assembly for a meeting (and not at the crack of dawn).

Time would also be set aside at least one other time during the year in Sacramento for a CSAC women supervisor meeting which could occur following one of the Board of Director's meetings or be scheduled on a completely different day, for example: a Women Supervisor's retreat.

The Network would primarily serve as a welcoming, supportive environment for women supervisors with the goal of improving communication and education to facilitate an improved leadership presence of women in the CSAC organization.

Tasks to accomplish this would include:

- **Accessing a yearly updated contact list of all women supervisors in the state from CSAC staff.**
- **Contacting each newly elected woman supervisor with a welcome and information about how she can connect to the network.**
- **Providing a “mentor” or buddy system contact for women in the network**
- **Providing information electronically re: how to maneuver and navigate around and through CSAC, how to participate in committee work (there is a misconception that committee membership requires appointment to the Board of Directors), and other updates. Perhaps this means a quarterly email newsletter update or a Facebook page.**
- **Creating a profile page for our women Supervisors (again, perhaps through Facebook) and include the type of work we do in our counties and the areas we are interested in as policy makers.**
- **Requesting that the CSAC Institute provide some educational opportunities specifically directed toward issues of interest to women.**
- **Supporting women who wish to compete for leadership positions in CSAC whether it’s a committee chair appointment or entering the officers’ line-up.**

There was no interest at this time in looking at CSAC policy through the women’s network other than to encourage more women to participate on committees and provide the lens through that already established mechanism.

Also, if there is any creative person out there who can come up with a better name for our group, we are open to suggestions.

Supervisor Carole Groom (San Mateo County) has kindly offered to help make calls.

Meeting regarding CSAC Women's Caucus, February 21, 2013
CSAC Conference Center

Present:

Susan Adams, Marin
Carre Brown, Mendocino
Merita Callaway, Calaveras
Doreen Farr, Santa Barbara
Carole Groom, San Mateo
Karen Mitchoff, Contra Costa
Judy Morris, Trinity
Susan Peters, Sacramento
Norma Santiago, El Dorado (by telephone)
Linda Seifert, Solano
Terry Woodrow, Alpine

Background:

Women supervisors met with Matt Cate and Jim Wiltshire to discuss the possible formation of an organization for women supervisors specifically for CSAC to address the need to create a stronger presence in the leadership of the organization from the many talented elected women. This initial conversation identified some commonalities, e.g. Lack of a personalized welcome call to newly elected supervisors, especially women supervisors. Women supervisors observed that women were not well integrated into the leadership of the organization (of 109 presidents in the history of CSAC, eight have been women). "It is intimidating whether you are male or female going through the first year; there is no welcome phone call from CSAC officers or delineation of guidelines on how to be part of the institution, join committees of interest and grow as an individual." When the officers are at functions with the board of directors or the body at large, there is a sense of being disconnected generally from the leadership who congregate to areas away from the rest. Some women expressed a sense of feeling ignored or marginalized at CSAC meetings.

During CSAC's past, there were informal gatherings for women at the biannual meetings. CEWAER played a big role in connecting with women supervisors, but they have morphed into the California Women Lead organization and have played less of a role for CSAC women supervisors. When Muriel Johnson was president of CSAC she hosted networking receptions for women supervisors and they discussed topics such as how to be successful in a male dominated environment.

Other than outreach by some women leaders in the organization over time, there has been no formalized attempt to address an underlying feeling many women have of isolation and elitism within the leadership. There hasn't been any concerted effort on the part of the organization to address women's issues specifically in the Leadership Institute or New Supervisors Orientation.

All agreed that some type of formalized group through CSAC should be available to the women supervisors with the goal of 1. improving gender representation in leadership positions in the organization and 2. allowing easier access for networking and information sharing specific to the concerns of the elected women supervisors. Matt Cate agreed to provide a venue and refreshments at a convenient time and within the conferencing locations for the Legislative assembly and for the General

assembly. He also agreed to look into adjusting some of the programming at the New Supervisors Orientation as well as the Leadership Institute.

Continued discussion needs to occur at the May Legislative conference about what form this group should take; e.g. a formal caucus with a formal structure and agenda, a loosely grouped gathering for networking and socializing or creating a hybrid of something in between. Should the group be organic and developed and led from within or should the group latch onto an already existing organization to create the framework? Who leads the group? How is she chosen? What is the line of communication to the staff and officers? Should there be formal presentations on topics of interest?

Possible tasks/goals:

1. Creating a template for a welcoming environment through a personal call and welcome to each new supervisor.
2. Creating networking opportunities.
3. Positioning women in the organization so that their voices and strengths are equally heard and incorporated.
4. Supporting leadership development on issues of importance to elected women through the Institute, training opportunities and New Supervisors orientations as well as mentoring by more senior women supervisors.
5. Enhancing existing programs to make women supervisors more welcome in the organization and knowledgeable on how to move into committee assignments and leadership positions.
6. Bringing in new women and supporting them when they are competing for leadership positions within the organization e.g. running for an officer position.
7. Setting policy within the CSAC organization that works toward gender balance and diversity in the appointments to committee leadership positions.

There are many qualified women in the organization but often not a proportionate number of them appointed to committee chairs or as officers.

Next steps

Staff will consider how to enhance the New Supervisors Orientation, Leadership Institute and provide programming at annual meetings to support integrating women into the organization more effectively and build leadership capacity. They will make room for meetings of a women's group at the meetings, starting with the meeting in May.

RESOLUTION OF THE BOARD OF DIRECTORS

County Supervisors Association of California Doing business as the California State Association of Counties

WHEREAS, the Board of Directors of the California State Association of Counties (CSAC) employs an executive director and other staff to perform its day-to-day business; and

WHEREAS, the Board desires the business of the association to be transacted in an efficient and appropriate manner; and

WHEREAS, from time to time the Executive Director and Secretary of the Corporation must sign or approve documents on behalf of the Board;

NOW THEREFORE BE IT RESOLVED, that the Board of Directors of CSAC hereby authorizes the Executive Director and Secretary of the Corporation, and his designees on staff, to execute and approve bank and other documents as authorized by the Board of Directors or the Executive Committee.

FURTHER BE IT RESOLVED, that this resolution shall remain in effect until the 2014 annual meeting of CSAC, when a similar resolution will be executed by the newly constituted Board of Directors.

Duly adopted this 21st day of November, 2013.

David Finigan, President



November 6, 2013

TO: CSAC Board of Directors

FROM: Elizabeth Howard Espinosa
CSAC Administration of Justice Staff
Staff to the Realignment Allocation Committee (RAC)

RE: **Update on AB 109 Allocation**

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This memo provides an informational update on the work of the Realignment Allocation Committee (RAC) this year and its efforts currently underway to establish a long-term formula for the statewide distribution of funds to support counties' AB 109 implementation efforts.

BACKGROUND.

The nine-member RAC – composed of three urban, three suburban, and three rural county administrative officers¹ – has worked over the last two and a half years to consider and recommend to Department of Finance a methodology to distribute AB 109 and associated funds to counties. The committee designed a temporary formula for the first 9-months of AB 109 implementation (October 1, 2011²-June 30, 2012) and subsequently a two-year formula effective for the 2012-13 and 2013-14 fiscal years. More recently, the RAC recommended a formula to the Department of Finance for distribution of growth applicable to 2012-13.

GROWTH DISTRIBUTION IN 2012-13.

SB 1020 (Ch. 40, Statutes of 2012) defines the fiscal structure that directs movement of realignment funds into the appropriate accounts and subaccounts associated with the dozens of law enforcement and health and human services programs transferred to counties in 2011. This fall, counties received their first 2011 Realignment allocations associated with “growth” – essentially the revenue that, in years of positive revenue performance, exceeds the funds necessary to provide base funding to all realigned programs.

Counties' receipt of growth is entirely dependent on realignment revenue (almost exclusively sales tax) performance. It is divided proportionately between 2011 Realignment health and human services and law enforcement activities, with approximately 65% being designated for HHS programs and the remaining 35% for realigned law enforcement functions. The vast majority of law enforcement growth (75%) is statutorily dedicated to AB 109. Given timing of tax revenues, actual growth levels are determined by late September, with distribution usually occurring by mid-October. This year – the first year that growth could be calculated for 2011 Realignment programs – sales tax performed well. Counties received just shy of \$87 million in growth funds attributable to AB 109 activities, a level that exceeded Finance's previous estimates.

¹ Current composition includes the following CAOs by caucus: **Urban** – Los Angeles, Alameda, and San Bernardino; **Suburban** – Santa Cruz (chair), Fresno, and Sonoma; **Rural** – Kings, Tehama, and Mendocino.

² Effective date of AB 109.

In August, the RAC recommended to Department of Finance a growth distribution methodology that, consistent with statutory guidance on key considerations, included factors to address caseload and implementation issues, county minimums, and efforts to meet legislative intent. The Department of Finance directed that AB 109 growth funds be distributed to counties in the manner recommended by the RAC.

It is important to note that the RAC saw a substantive difference in the purpose and intent of the growth distribution as compared to allocation of the underlying programmatic funds. Given that counties continue to be in the ramp-up and capacity-building mode, growth funds were viewed as means to address particular caseload challenges (e.g., higher caseload levels than anticipated) and other unique factors a county or set of counties might experience (e.g., challenges specific to small counties or impacts of prisons on host counties). All factors and their relative weight will be revisited afresh for the long-term formula.

DEVELOPMENT OF LONG-TERM ALLOCATION.

The RAC has begun its initial discussions to tackle development of a long-term allocation formula, which is required beginning in 2014-15. To date, the committee meetings have been primarily organizational. Two key tasks are ahead. First, the RAC intends to provide the Department of Finance with a general architecture or framework within the next month that will broadly describe potential elements and objectives for the long-term formula. It is expected that the RAC will need to present a final recommendation to Finance regarding the specific county-by-county allocation by spring 2014. The RAC has an evening a week set aside for conference calls, and it will meet periodically for all-day work sessions. Such a meeting is scheduled for mid-November.

FEEDBACK PROCESS.

CSAC and the CAOAC remain committed to an open and communicative process. At the CSAC Annual Meeting, the CAOs are holding an extended business meeting devoted to a facilitated discussion on the AB 109 allocation; another all-CAO session will be held in the Spring. The RAC is interested in soliciting feedback and input from counties as the process moves forward.

David Twa, the CAOAC President, will provide an update to the CSAC Board of Directors at your November meeting, including a report-out from the in-person all-CAO discussion that will have occurred earlier that day. We plan to keep the CSAC Executive Committee and Board of Directors apprised of the allocation process with regular updates.

CSAC Staff Contact. Please contact Elizabeth Howard Espinosa at eespinosa@counties.org or 916-650-8131 for any questions on this topic.



November 6, 2013

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Dear Friends and Colleagues:

When I was sworn in as CSAC President last fall, I declared that I wanted my term to be known as the “Year of the Child.” I emphasized that all our actions as an Association and as leaders in our respective counties needed to be put in the context of how they impact our children. For an Association such as ours, this can be complex; while we work on a variety of issues of importance to our members, the actual impact on our children can be perceived as indirect yet still critically important.

When I look back on the past year, we were able to advance this agenda on a number of legislative fronts, including health and human services, the environment, public safety, and building healthy communities. The CSAC Board of Directors took the first step in these efforts by unanimously passing a resolution declaring 2013 the “Year of the Child.” Once that action was taken, 16 counties followed suit and passed their own resolutions affirming their commitment to the lives of the children in our communities.

From there, our CSAC advocacy team and officers worked to incorporate a simple question into all advocacy efforts: “How are the children?” In our meetings with legislators and the Governor, we always took a moment to explain CSAC’s focus and our mission for 2013. Often, this elicited a more robust and constructive conversation about the role of counties in the daily lives of our children and families, leading to new alliances and strengthened relationships with elected leaders and members of the Brown administration.

Further, when our staff worked on advocacy efforts related to the Affordable Care Act, child welfare services, foster youth and the state budget, we never lost sight of the impact of these policies on our children. From supporting legislation to strengthen county child abuse multidisciplinary teams by allowing them to share information on suspected child abuse to ensuring that hospitalized children and their families remain eligible for state and federal aid, CSAC supported numerous pieces of legislation to improve child health, safety and well-being in our great state.

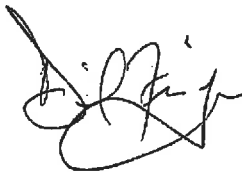
We also worked diligently to elevate my initiative in the area of public safety and criminal justice. For example, during leadership discussions with California Supreme Court Chief Justice Tani Cantil-Sakauye, issues impacting our youth were discussed. Throughout the year we incorporated relevant and timely policy discussion topics before our Administration of Justice Policy Committee, including the implications of childhood trauma on future criminal justice involvement. We also participated in statewide policy discussions on juvenile justice horizons and explored examples of local program interventions with at-risk youth.

When we look to the future well-being of our children, we cannot ignore the health of our environment and communities. Counties are working to develop healthy and livable communities which will foster thriving generations of children to come. CSAC has engaged in a number of activities this past year which aim to assist counties in this critical effort – from ensuring transportation dollars are spent on local street and road safety improvements, including dedicated funding for Safe Routes to School, to advocating for Cap and Trade funding for local greenhouse gas emissions reduction programs. Clean air, safe drinking water, access to parks and open space are the building blocks of healthy communities and healthy families.

CSAC's Annual Challenge Awards, which spotlight the most innovative, cost-effective programs developed by our 58 counties, honored a number of programs focusing on our children. These included Nevada County's innovative approaches to children's mental health services, Sonoma County's juvenile hall boys and girls club, Tulare County's teen digital media lab, Butte County's behavioral health program to strengthen families, San Luis Obispo County WIC Dental Days, and San Bernardino County's preschool referral project. CSAC staff has worked on a number of fronts to publicize these programs and their positive impacts on our children.

Yes, a lot has been accomplished in the past year. I want to thank my fellow CSAC Officers and Board of Director members for supporting my initiative. I also want to once again thank those counties that adopted resolutions declaring 2013 as "Year of the Child." And even though my term is winding down, I ask once again that you keep foremost in your mind the question, "How are the children?" We need to continue focusing on our children – their present and future – until we can truly and without reservation answer this question with, "All the children are well."

Sincerely,

A handwritten signature in black ink, appearing to read "David Finigan". The signature is fluid and cursive, with a large initial "D" and "F".

David Finigan
CSAC President
Del Norte County Supervisor

2014 CSAC Board of Directors Calendar of Events

January

- 15 CSAC Executive Committee Orientation Dinner, Sacramento County
- 16 CSAC Executive Committee Meeting, Sacramento County

February

- 5-6 CSAC Corporate Associates Forum, San Diego County
- 20 CSAC Board of Directors Meeting, Sacramento County
10:00am – 1:30pm, CSAC Conference Center, 1020 11th Street, 2nd Floor, Sacramento, CA 95814

March

- 1-5 NACo Legislative Conference, Washington, D.C.

April

- 17 CSAC Executive Committee Meeting, Sacramento County
- 23-25 CSAC Finance Corporation Meeting, Riverside County

May

- 14-15 CSAC Legislative Conference, Sacramento County
- 15 CSAC Board of Directors Meeting, Sacramento County
12:00pm – 3:00pm, CSAC Conference Center, 1020 11th Street, 2nd Floor, Sacramento, CA 95814
- 21-23 NACo Western Interstate Region Conference, Anchorage, Alaska

July

- 11-15 NACo Annual Meeting, New Orleans Parrish, New Orleans, Louisiana

August

- 7 CSAC Executive Committee Meeting, Sacramento or Los Angeles County

September

- 4 CSAC Board of Directors Meeting, Sacramento County
10:00am – 1:30pm, CSAC Conference Center, 1020 11th Street, 2nd Floor, Sacramento, CA 95814
- 17-19 CSAC Finance Corporation Meeting, San Diego County

October

- 8-10 CSAC Executive Committee Retreat, Location TBD

November

- 18-21 CSAC 120th Annual Meeting, Anaheim, Orange County
- 20 CSAC Board of Directors Meeting, Anaheim, Orange County
2:00pm – 4:00pm, Disneyland Hotel, 1150 Magic Way, Anaheim, CA 92802

December

- 3-5 CSAC Officers Retreat, Napa County



CALIFORNIA STATE ASSOCIATION OF COUNTIES
FINANCE CORPORATION

November 21, 2013

To: CSAC Board of Directors
From: Nancy Parrish, Executive Director, CSAC Finance Corporation
RE: Finance Corporation Program Update

CalTRUST

CalTRUST continues its meteoric growth and currently has assets in excess of \$1.5 billion. In conjunction with the CalTRUST Board of Trustees, we have set a goal of reaching \$2 billion in assets by the end of the 2013/14 fiscal year. It took ten years of program growth for assets hit \$1 billion in December of 2012 so this is a very aggressive, but achievable goal to double that amount in only 18 months.

CSAC Finance Corporation staff discovered in August of 2012, that all of CalTRUST's foundational documents were in need of updating and renegotiation. Over a little more than a year, we were able to bring up to date those documents to accurately reflect all parties currently involved, the relationships between each entity and current federal regulations.

This included the following agreements:

1. Administrative Agreement between CalTRUST and the CSAC Finance Corporation;
2. Custodial Services Agreement between the CSAC Finance Corporation and Wells Fargo Bank;
3. Investment Advisor Services Agreement between the CalTRUST and Wells Capital Management;
4. Fund Accounting Agreement between the CSAC Finance Corporation and Nottingham; and
5. Revenue Sharing Agreements between the CSAC Finance Corporation and Sponsoring Organizations (currently League of California Cities, California Special Districts Association, and Community Colleges League of California).

Nationwide Retirement Solutions

We have been working very closely with Nationwide on several large case retentions as well as new acquisitions and have recently retained both San Diego County (\$1 billion in assets) and the Orange County Transit Authority (\$90 million in assets). We are improving the information we share with both participating counties as well as potential new participants on the benefits of our program and the commitment of Nationwide to California's counties and the communities they do business in. We are also developing a new educational campaign for participants aimed at retaining assets within the program after retirement. Finally, we have opened discussions with Nationwide on cross-marketing some of their other products as part of our offering.

CSCDA

CSCDA is currently recruiting for an Executive Director to oversee the staff work produced by the program managers and to make recommendations to the Board. CSCDA will also be issuing a bid for program management within the next year.

The CSAC Finance Corporation, CSAC and the League have begun meeting regularly with CSCDA program managers to discuss and review new program ideas. One of the most promising right now is the New Market Tax Credits (NMTC) program. CSCDA received a \$35 million allocation for NMTC this year and is in the process of applying for next year's allocation. Our goal is to develop CSCDA into an economic development tool for local governments rather than just being a conduit issuer.

U.S. Communities

U.S. Communities overall spend was up 14% in Q2 of 2013 and California Counties spend is up 9%. The program is also moving from being solely commodities based and is now offering solutions rather than just products. Although the food contract with Premier - U.S. Foods offers exceptional value and the government spend is massive, we found that more and more institutional food is being outsourced as a full service to companies like Sodexo. To react to that market we are broadening our offering into those kinds of services.

Coast2Coast

Coast2Coast growth has leveled off with 24 participating counties and is currently generating approximately \$200,000 in annual revenue. We are working closely with several non-participating counties to encourage them endorse the program to benefit their constituents and generate revenue for the county.

ExtendHealth/Towers Watson

We officially launched our new Medicare eligible retiree health benefit program in early September and have had immediate interest from Sonoma, Orange and Sacramento Counties. The round table session that the Finance Corporation held immediately prior to the CAOAC meeting was extremely successful and generated several new promising leads. We are in the process of scheduling meetings with each of them and will be actively promoting the program at the CSAC Annual Conference.

Medcor

The launch of our new onsite employee health clinic program has been incredibly successful. The initial email to announce the program generated inquiries from ten counties and we, along with our partners at Medcor, are in the process of scheduling meetings with all of them.



INSTITUTE FOR LOCAL GOVERNMENTSM

Promoting Good Government at the Local Level

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Update on Activities (November 2013)

Background: *Founded in 1955, the Institute for Local Government (ILG) serves as the nonprofit, 501(c)(3) research affiliate of the California State Association of Counties and the League of California Cities.*

The Institute's mission is to support good government at the local level with practical, impartial and easy-to-use materials.

The following highlights some of ILG's activities since the last CSAC board meeting.

CSAC Annual Conference Sessions and Other Support.

- **Transportation Financing Session.** ILG is organizing a session on *Leveraging Funding and Tools to Create Safe and Healthy Communities for Walking and Bicycling* on Tuesday at the CSAC Annual Meeting. The session features Yolo County Supervisor Don Saylor and Daryl Halls, Executive Director of the Solano County Transportation Authority and includes an overview of recent legislative changes to state funding for non-motorized transportation projects.
- **Public Engagement in Budgeting.** In collaboration with the CSAC Institute, ILG is organizing a session for Thursday of the conference on options for engaging the public in the county budgeting process. Featured counties will include Humboldt, San Francisco and San Mateo. ILG resources on this topic are available at <http://www.ca-ilg.org/engaging-public-budgeting>.
- **Social Media Materials.** ILG also updated its materials relating to social media to support a session at the CSAC annual conference. www.ca-ilg.org/SocialMediaLegalIssues
- **Table at the CSAC Annual Meeting.** ILG is pleased to have a table at the annual meeting, where we could greet attendees and acquaint them with ILG's resources for them.

Promoting Good Government at the Local Level

Highlighting the Good Work Being Done at the Local Level

- **AB 32 Scoping Plan Update.** The Institute reviewed the draft AB 32 Scoping Plan Update released by the California Air Resources Board (CARB) and provided suggestions for the comment letter submitted by CSAC. The ILG comments highlighted the voluntary actions that counties have taken to reduce greenhouse gas emissions, including implementing a range of sustainability policies, as well as county participation in the Institute's Beacon program. ILG also met with CARB staff researching local agency actions to reduce greenhouse gas emissions, stressing the important role that voluntary action by counties and other local agencies plays in achieving the state's ambitious greenhouse gas reduction goals.
- **Beacon Program Celebrates Award Winners.** San Diego and Sonoma counties will receive Spotlight Awards at the CSAC Annual Conference. The Beacon Award recognizes those counties and cities that have made measurable progress in reducing energy use and greenhouse gas emissions.

Supporting CSAC Member Outreach and Education Efforts

- **Partnering with Community-based Organizations Resources and Webinar.** One of the issues ILG has been focusing on recently is options and opportunities to enhance the breadth and depth of participation by residents in local decision-making through partnerships with community-based organizations. New materials are available at www.ca-ilg.org/overview/partnering-community-based-organizations; ILG also is hosting a webinar on this topic in mid-November, the recording of which will be available on this page as well. This work is funded by the Irvine Foundation.
- **Citizenship Webinar and Whitepaper.** In September, ILG published "Active Citizens, Stronger Communities: Helping Lawful Permanent Residents Become Citizens," available at www.ca-ilg.org/lprcitizenshipguide. ILG also offered a free webinar on this topic in mid-October, the recording and accompanying materials for which are available at www.ca-ilg.org/lprcitizenshipwebinar. These activities are all made possible through the generous support of the Zellerbach Family Foundation, the Werner Kohnstamm Fund and The California Endowment.

ILG Website Statistics

ILG's resources continue to be popular. Between mid-July and mid-October, ILG materials were downloaded over 6,000 times.



The pages for our two top resources, our "Sustainability Best Practices Framework" and "Understanding Public Service Ethics Laws," received 1103 and 868 page views respectively.

ILG's website offers literally hundreds of resources for counties to download on a wide variety of topics. The most downloaded ILG resource during this three month period was "Understanding Public Service Ethics Laws" (over 300 downloads), followed by the "Sustainability Best Practices Framework" (nearly 150 downloads).

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- **Healthy Neighborhoods Online Guide Released.** Agency officials can provide leadership in many ways to create healthy neighborhoods. The “Online Guide to Planning Healthy Neighborhoods” (www.ca-ilg.org/online-guide-planning-healthy-neighborhoods) identifies the reasons to be concerned about the relationship between health and the built environment, offers options for transforming that concern into a vision for a healthier community, and provides local officials and staff with strategies, examples and tools to help them translate that vision into action.
- **CSAC Blog Contributions.** ILG was pleased to be able to make three posts on the CSAC blog this last quarter. One let blog followers know about the release of new ILG ethics resources, another shared insights from a recent ILG board meeting on innovation and then a third announced the November webinar on partnerships with community-based organizations.
- **Sessions and Table for Planners at Annual Planners Conference.** ILG participated in the annual conference of the California Chapter of the American Planning Association in October. Popular resources included ILG’s Sustainability Best Practices Framework (www.ca-ilg.org/sustainability-best-practices-framework) and resources for orienting and training planning commissioners (www.ca-ilg.org/land-use-planning-basics). One ILG conference session focused on public engagement in regional planning in the San Joaquin Valley and the other highlighted efforts of counties, cities and schools to collaborate on active transportation, featuring ILG’s new online Safe Routes to School toolkit (www.ca-ilg.org/SRTS-toolkit) developed on behalf of the Cities-Counties-Schools Partnership.
- **New Whitepapers.**
 - **Everyday Ethics.** The October everyday ethics piece deals with the law and ethics of expense reimbursements. Together with the June and August pieces, this column is the last installment in a three-part series on special issues relating to the use of public resources (www.ca-ilg.org/post/issues-related-use-public-resources).
 - **Sustainability.** ILG released two additional whitepapers which are available from ILG’s website: “Beyond the Light Bulb: Opportunities for Local Agencies” (www.ca-ilg.org/post/climate-action-whitepapers-tip-sheets), “Bright Ideas for Connecting Youth and Sustainability” (www.ca-ilg.org/post/bright-ideas-connecting-youth-and-sustainability).

Institute Program Areas

Public Engagement

Sustainability

Public Service Ethics

Local Government 101

Intergovernmental Collaboration/CCS Partnership

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Note: At the request of the League and CSAC, ILG took on staffing responsibilities for this sister nonprofit as a cost-saving measure. The Cities-Counties-Schools Partnership is dedicated to improving the conditions of children, families and communities at the local level by promoting and encouraging coordination, integration and increased efficiency of local services and joint facilities use among cities, counties and schools in all California communities.

- **Work Continues on Community Schools Partnerships Toolkit.** Community schools partnerships are strategies and programs to improve outcomes for children, families and the greater community through enhanced access to services and support from non-profits, businesses, social service organizations and government agencies.

CCS is preparing an online toolkit to help local officials wishing to explore opportunities to create community schools in their community. The first phase of the online toolkit is nearing completion. (www.ccspartnership.org/resources/community-schools-partnerships/)

CCS is grateful to Kaiser Permanente, United Way East Bay and the Stuart Foundation for their support of this effort.

- **CCS Board Meeting.** The CCS board met Friday, October 18. The board heard two presentations about “Collaborative Efforts for Obesity Prevention and Food Access – Opportunities for Cities, Counties and Schools and also received an update on various CCS projects.
- **CCS Board Members.** The following individuals from CSAC serve on the CCS Partnership Board of Directors:
 - Matt Cate
 - Don Saylor
 - Brad Wagenknecht
 - Dave Cortese
 - John Gioia