

CALIFORNIA STATE ASSOCIATION OF COUNTIES  
BOARD OF DIRECTORS  
November 29, 2012  
Long Beach Convention Center, Los Angeles County, CA

MINUTES

Presiding: Mike McGowan, President

1. ROLL CALL

Alameda	absent	Orange	John Moorlach
Alpine	Terry Woodrow	Placer	absent
Amador	Louis Boitano	Plumas	Jon Kennedy
Butte	Maureen Kirk	Riverside	John Benoit
Calaveras	Merita Callaway	Sacramento	Phil Serna
Colusa	Kim Dolbow Vann	San Benito	absent
Contra Costa	Gioia/Mitchoff	San Bernardino	Josie Gonzales
Del Norte	David Finigan	San Diego	Greg Cox
El Dorado	Norma Santiago	San Francisco	Eric Mar
Fresno	Judy Case	San Joaquin	Larry Ruhstaller
Glenn	John Viegas	San Luis Obispo	Bruce Gibson
Humboldt	Mark Lovelace	San Mateo	absent
Imperial	Gary Wyatt	Santa Barbara	Janet Wolf
Inyo	Susan Cash	Santa Clara	Ken Yeager
Kern	absent	Santa Cruz	John Leopold
Kings	Doug Verboon	Shasta	Glenn Hawes
Lake	absent	Sierra	Lee Adams (via audio)
Lassen	absent	Siskiyou	absent
Los Angeles	Don Knabe	Solano	Linda Seifert
Madera	absent	Sonoma	Efren Carrillo
Marin	Susan Adams	Stanislaus	Vito Chiesa
Mariposa	Kevin Cann	Sutter	absent
Mendocino	Carre Brown	Tehama	Robert Williams
Merced	Hubert Walsh	Trinity	Judy Pflueger
Modoc	absent	Tulare	Steve Worthley
Mono	Larry Johnston	Tuolumne	Richard Pland
Monterey	Fernando Armenta	Ventura	John Zaragoza
Napa	Brad Wagenknecht	Yolo	McGowan/Rexroad
Nevada	Ed Scofield	Yuba	Roger Abe

The presence of a quorum was noted.

2. APPROVAL OF MINUTES

The minutes of September 6, 2012 were approved as previously mailed.

3. EXECUTIVE DIRECTOR'S REPORT

CSAC's new Executive Director, Matt Cate, discussed his background and previous position as Secretary of the California Department of Corrections and Rehabilitation.

Diane Cummins, Special Advisor to the Governor, discussed a project she has begun working on with CSAC to institutionalize the state/local fiscal relationship. Currently, there are a variety of models that have evolved during the 40-year history of the state's fiscal relations with counties. The intent of this project is to implement a permanent structure that creates a more equal partnership between the state and counties.

Staff outlined the political dynamics going on in Sacramento since the November election. Educating new legislators on county issues will be a priority for CSAC since there are 38 new members in the Legislature this year. The Governor will be calling a special session on health care in January in response to the passage of the Federal Affordable Care Act. Staff indicated that implementation of health care reform will be a big issue for CSAC in the coming year.

4. ELECTION OF 2013 EXECUTIVE COMMITTEE

In addition to the CSAC Officers, the following members were elected to serve on the 2013 CSAC Executive Committee:

Urban Section

Keith Carson, Alameda  
Federal Glover, Contra Costa  
Don Knabe, Los Angeles  
John Moorlach, Orange  
John Tavaglione, Riverside  
Kathy Long, Ventura  
Greg Cox, San Diego (alternate)

Suburban Section

Susan Adams, Marin  
Henry Perea, Fresno  
Bruce Gibson, San Luis Obispo  
Vito Chiesa, Stanislaus (alternate)

Rural Section

Kim Dolbow Vann, Colusa  
Robert Williams, Tehama  
Louis Boitano, Amador (alternate)

William Goodwin, Tehama Chief Administrator and Charles McKee, Monterey County Counsel, will serve as advisors to the Executive Committee this year.

5. CSAC POLICY COMMITTEE REPORTS

***Administration of Justice.*** Supervisor Merita Callaway, Vice-chair of the CSAC Administration of Justice policy committee, presented a report from the meeting held on November 27. The primary focus of the policy committee's discussion was the future of public safety realignment and there were several presentations made on that topic. No action items were brought forward for Board consideration.

**Agriculture & Natural Resources.** Supervisor Richard Forster, Chair of the CSAC Agriculture & Natural Resources policy committee, presented a report from the meeting held on November 27. The committee heard presentations on Managing California's Flood Risk, Future of Waste Management, Solar Permit Streamlining, and California Environmental Health Screening Tools. The policy committee will be meeting in early 2013 to discuss changes to the CSAC Platform. No action items were brought forward for Board consideration.

**Government Finance & Operations.** Supervisor Bruce Gibson, Chair of the CSAC Government, Finance & Operations policy committee, presented a report from the meeting held on November 27. The committee received presentations on Pension Reform Implementation, Workers' Compensation Reform, California's Fiscal Forecast, and Revenue and Taxation issues for 2013. No action items were brought forward for Board consideration.

**Health & Human Services.** Supervisor Terry Woodrow, Vice-chair of the CSAC Health & Human Services policy committee, presented a report from the meeting held on November 28. The committee heard reports on the Health Benefit Exchange, Medi-Cal, Special Session on Health Care Reform, and Phase Two Realignment. The PowerPoint presentation regarding Phase Two Realignment is available on CSAC's website. No action items were brought forward for Board consideration. Supervisor Liz Kniss was thanked for her service as Chair of the policy committee.

**Housing, Land Use & Transportation.** Supervisor Efren Carrillo, Chair of the CSAC Housing, Land Use & Transportation policy committee, presented a report from the meeting held on November 28. The committee heard reports on CEQA Regulatory Reform, State Housing Policy, High Speed Rail, State and Federal Native American Affairs, and MAP 21. No action items were brought forward for Board consideration. The committee will meet again in early 2013 to discuss changes to the CSAC Platform.

6. AFFILIATE STATUS REQUEST FROM LATINO CAUCUS OF CALIFORNIA COUNTIES

Supervisor Phil Serna has been working with other county officials to organize the Latino Caucus of California Counties. The group held its first meeting on November 28, to approve Bylaws and elect officers. The purpose of the organization is to identify issues and concerns important to counties' Latino populations, promote diversity and inclusiveness in governmental decision-making processes, and nurture leadership development among groups that reflect California's changing demographics.

Supervisor Serna requested that the Latino Caucus of California Counties be granted status as a CSAC affiliate and pledged to take no action that conflicts with CSAC's policies.

Motion and second to grant the Latino Caucus of California Counties status as a CSAC affiliate.  
Motion carried unanimously.

7. PENSION REFORM UPDATE: CSAC COMPLIANCE WITH STATE LAW

The California Public Employees' Pension Reform Act of 2013 will become law on January 1, 2013. While the majority of pension reform changes will apply only to new employees, there are two important issues to consider related to current employees. The first is that employees will be required to pay at least 50 percent of the normal pension costs by 2018. CSAC's Executive Director will develop a plan to require that current employees pay the employee contribution in future years. The second issue requires that CSAC take action before the end of the calendar year to establish a replacement benefit plan (RBP) that pays retirees the difference between their actual calculated pension and the cap. Establishment of the RBP allows CSAC to "make whole" those limited number of retirees whose pensions may exceed the limit. There is limited cost to CSAC to provide the RBP because the benefit itself is already funded by advance contributions to the San Bernardino County Employees Retirement Association (SBCERA).

Staff requested that the Board of Directors approve the proposed changes to the CSAC pension plan and adopt a resolution approving the establishment of the CSAC Replacement Benefit Plan as required by Government Code section 31899.4. A copy of the resolution was contained in the briefing materials.

Motion and second to approve staff recommendations and adopt a resolution adopting the CSAC Replacement Benefit Plan (RBP). Motion carried (2 no votes).

8. RESOLUTION AUTHORIZING EXECUTIVE DIRECTOR TO CONDUCT CSAC BUSINESS  
Staff requested approval of the annual resolution authorizing the Executive Director and his staff designees to conduct CSAC business, including executing and approving bank and other documents.

Motion and second to adopt resolution authorizing Matt Cate to conduct CSAC business.  
Motion carried unanimously.

9. INFORMATION ITEMS  
The briefing materials contained reports on the CSAC Institute for Excellence in County Government, CSAC Finance Corporation, CSAC Corporate Associates, and the Institute for Local Government, but no presentations were given.

10. OTHER ITEMS  
Supervisor Susan Adams expressed interest in forming a Women's Caucus and requested CSAC's assistance in exploring the concept further.

Supervisor Mark Lovelace reported that the CSAC Medical Marijuana Working Group met earlier this week. They received an update on recent legislative efforts and court rulings and a report on the environmental impacts of unregulated marijuana cultivation.

Meeting adjourned.

## RESOLUTION OF THE BOARD OF DIRECTORS

### California State Association of Counties Adoption of Replacement Benefits Plan

WHEREAS, the Board of Directors of the California State Association of Counties (CSAC) is a participating employer in the San Bernardino County Employees' Retirement Association (SBCERA); and retirement benefits are provided to employees of CSAC by SBCERA; and

WHEREAS, SBCERA is a tax qualified retirement plan under Internal Revenue Code ("Code") Section 401 (a) and is a governmental plan as defined in Internal Revenue Code section 414 (d); and

WHEREAS, the amount of benefits that can be provided to SBCERA members is limited by Section 415(b) of the Code, and

WHEREAS, Government Code section 31899.4 requires, and Internal Revenue Code section 415 (m) allows CSAC to provide a program to replace the benefits that are limited by Internal Revenue Code section 415; and

WHEREAS, Government Code section 7522.43 allows CSAC to maintain a plan of replacement benefits for employees who are not "new employees" under the Public Employees' Pension Reform Act, if CSAC adopts a replacement benefits plan before 2013; and

WHEREAS, to comply with both Government Code section 31899.4 and 7522.43 CSAC must adopt a replacement benefits plan no later than December 31, 2012,

NOW THEREFORE BE IT RESOLVED, that the Board of Directors of CSAC hereby establishes the Replacement Benefits Plan for the Employees of the California State Association of Counties, and that this plan is ratified, approved, and adopted;

FURTHER BE IT RESOLVED, that the Executive Director of CSAC is authorized, empowered, and directed to execute and deliver all documents necessary and appropriate to establish the Replacement Benefits Plan for the Employees of the California State Association of Counties and take the necessary, proper, or advisable actions in order to carry out the purposes and intent of the foregoing resolution including but not limited to entering into a memorandum of understanding with the San Bernardino County Employees' Retirement Association for determining the amount of benefits paid under this plan and the adjustment of contributions to the Association by CSAC on account of the payment of such benefits.

Duly adopted this 29th day of November, 2012.

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Mike McGowan, President