

CSAC EXECUTIVE COMMITTEE

BRIEFING MATERIALS

January 12, 2017
10:00am - 1:30pm



Meeting Location:
Capitol Event Center
1020 11th Street, 2nd Floor,
Sacramento

California State
Association of Counties



**CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE**

Thursday, January 12, 2017

10:00am – 1:30pm

Capitol Event Center, Sacramento

Conference Line - 1-800-719-7514 code: 165252

A G E N D A

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

Presiding: Keith Carson, President

10:00am PROCEDURAL ITEMS

1. Roll Call Page 1
2. Approval of Minutes of October 6-7, and Nov. 17, 2016 Page 2
3. Executive Committee Orientation Page 8
 - *President Carson & Matt Cate, CSAC Executive Director*

10:30am SPECIAL PRESENTATIONS

4. CSAC Corporate Partnership Update Page 41
 - *Tracy Librea-Asunto, DLR Group*
 - *Jim Manker, CSAC staff*
5. Report on Governor's Budget for 2017-18
 - *Michael Cohen, Director, CA Department of Finance*
 - *Diane Cummins, Special Advisor to the Governor*

11:00am DISCUSSION ITEM

6. Discussion of Budget Impacts handout
 - *DeAnn Baker & Advocacy staff*
 - *Matt Cate, CSAC Executive Director*

11:15am ACTION ITEMS

7. Appointment of Additional CSAC Board of Directors Members handout
 - *President Carson*
8. Appointment of CSAC Treasurer, NACo Board & WIR Representatives Page 50
 - *President Carson*
9. Appointment of CSAC Policy Committee Chairs and Vice Chairs for 2017 Page 51
 - *President Carson*
10. Consideration of State and Federal Legislative Priorities for 2017 Page 52
 - ❖ *Federal Advocacy Strategy Related to Repeal and Replacement of Affordable Care Act*
 - *DeAnn Baker & Advocacy staff*
11. CSAC Finance Corporation Report & Appointment of Board Members Page 66
 - *Alan Fernandes, Finance Corp. Executive Vice President*
12. Consideration of Policy Change for Appointing Finance Corp. Board Members Page 69
 - *Matt Cate, CSAC Executive Director*

12:15pm LUNCH

1:00pm INFORMATION ITEMS

13. Joint CSAC/League of Cities Homelessness Task Force Report Page 72
▪ DeAnn Baker and Darby Kernan, CSAC staff

14. Informational Reports without Presentation Page 74
❖ CSAC Litigation Coordination Program
❖ CSAC Financial Statement

15. Other Items

1:30pm ADJOURN

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE
2017

President:	Keith Carson, Alameda
1 st Vice President:	Leticia Perez, Kern
2 nd Vice President:	Virginia Bass, Humboldt
Immed. Past President:	Richard Forster, Amador

Urban Section

John Gioia, Contra Costa
Mark Ridley-Thomas, Los Angeles
Lisa Bartlett, Orange
Carole Groom, San Mateo
Ken Yeager, Santa Clara
Vacant
Vacant (alternate)

Suburban Section

Bruce McPherson, Santa Cruz
Leonard Moty, Shasta
Steve Worthley, Tulare
James Gore, Sonoma (alternate)

Rural Section

Ed Scofield, Nevada
Lee Adams, Sierra
Larry Johnston, Mono (alternate)

Advisors

Bruce Alpert, County Counsel Advisor, Butte
Helen Robbins-Meyer, CAOAC Advisor, San Diego

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE
October 6-7, 2016
Ojai Valley Inn, Ojai, Ventura County

M I N U T E S

1. Discussion with CSAC Finance Corporation Board of Directors

Representatives from the CSAC Finance Corporation Board participated in a discussion with Executive members on issues of mutual importance. Supervisor Linda Seifert, CSAC Finance Corporation Board President, noted that seven applicants have expressed interest in filling the current vacancy on the Finance Corporation Board. Interviews will take place in the next couple of weeks and recommendations will be brought to the Executive Committee next month.

Staff distributed charts detailing each county's level of participation in Finance Corporation programs. A discussion ensued on methods to incentivize counties to participate more fully in the programs. The Finance Corporation Board will continue to brainstorm on this issue and bring back recommendations to the Executive Committee.

Finance Corporation staff has been approached by organizations that are working on implementing recreational marijuana, primarily as it relates to tax collection and banking issues. Staff requested Executive Committee direction on exploring options to assist counties with the various economic and public safety issues. Concern was expressed about moving forward prior to the November election. Finance Corporation staff will continue to explore and keep the Executive Committee informed of any developments on this issue.

One of the Finance Corporation programs offered to counties is on-site medical clinics. The program is administered through MedCor and is intended to help counties reduce employee medical costs. Currently, two counties participate in this program – Kings and Sutter. It was noted that counties who participate in PERS are not eligible to receive reduced insurance premiums from CalPERS. Finance Corporation Board and staff has reached out to CalPERS in the hopes of educating them about benefits of on-site medical clinics. MedCor will be preparing a presentation for CalPERS. It was suggested that CSAC convene a meeting with CalPERS representatives and some CAOs and city managers to discuss this issue and others such as retiree health care.

2. Roll Call

Richard Forster, President	Leonard Moty, Shasta
Dave Roberts, First Vice Pres.	Linda Seifert, Solano
Leticia Perez, Second Vice Pres.	David Finigan, Del Norte (audio)
Keith Carson, Alameda	Ed Valenzuela, Siskiyou
Kathy Long, Ventura	Virginia Bass, Humboldt, alternate
Ken Yeager, Santa Clara	Judy Morris, Trinity, Treasurer
Greg Cox, San Diego, alternate	Pat Blacklock, CAOAC Advisor
Bruce Gibson, San Luis Obispo (audio)	Charles McKee, County Counsel Advisor

3. Approval of Minutes

The minutes of August 4, 2016 were approved as previously mailed.

4. 2016 Legislative Achievements Report
Staff presented a video outlining CSAC achievements during 2016. Staff reported that 4500 legislative bills were introduced during the legislative session and that CSAC worked on 500 bills of direct impact to counties. The Governor vetoed all 12 bills that CSAC requested he veto. The briefing materials contained details on the areas of advocacy achievements, as well as issues where success was not achieved, such as transportation funding and post-2004 mandate repayment. CSAC will continue to work on strategic approaches to resolving these issues in the coming year. With the retirement of Karen Keene, it was announced that Cara Martinson has been selected to serve as CSAC's Federal Affairs Coordinator.
5. 2016 CSAC Operations & Member Services Achievements Report
Staff reported that the California Counties Foundation, the non-profit foundation of CSAC, has been restructured to include the CSAC Institute to better serve counties. This will allow for new opportunities for partnerships, grant-seeking, and services to members. The CSAC Challenge Awards program received a record number of entries this year – 279 from 40 counties. Staff will be producing videos and blog postings to spotlight each of the Challenge Award programs in early 2017. CSAC is finalizing implementation of an Association Management Software (AMS) system that will replace both our event registration system and member database. The CSAC Corporate Partnership Program continues to do well. This year the program netted \$330,000.
6. 2016 CSAC Litigation Coordination Program Achievements Report
Since 1982, CSAC's Litigation Coordination Program has advocated for counties in state and federal courts, as well as before administrative agencies. The program also allows counties to save litigation costs by coordinating in multi-county cases, and by sharing information and resources. The program considered 46 new amicus requests this year and amicus briefs or letters were filed in 39 cases on behalf of 16 counties.
7. CSAC Annual Meeting Status Report
Staff reported that this year's annual meeting will be held at the Renaissance Hotel in Palm Springs, Riverside County, November 28 – December 1. The New Supervisors training will take place during the conference and 38 newly-elected supervisors have already registered. CSAC recently hired a new meeting planner, Cara Watson.
8. Recognition for Outgoing Executive Committee Members
Retiring supervisors Don Knabe, Kathy Long and Linda Seifert, were recognized for their service to counties and the CSAC Executive Committee with a video tribute.
9. Closed Session
The Executive Committee adjourned to a closed session to conduct the Executive Director's performance evaluation.
10. Review of Audited Financial Statements for FY 2015-16
Staff distributed the FY 2015-16 Audited Financial Statements prepared by Moss Adams, LLP. This is a new audit firm for CSAC. Since the CSAC Executive Committee now has appointment authority over the Finance Corporation Board, the statements were combined for the two organizations. Supervisor Judy Morris, CSAC Treasurer, noted that CSAC is in a solid financial position and that reserves remain above \$4 million. Staff outlined some internal control deficiencies that were mentioned in the audit and indicated that steps will be taken in the coming year to address them.

Motion and second to approve Audited Financial Statements for FY 2015-16.
Motion carried unanimously.

11. Site Selection for 2019 and 2020 CSAC Annual Meetings

CSAC staff has been researching potential sites for future annual meetings. In order to ensure CSAC receives the best available rates, staff requested Executive Committee approval of locations for the 2019 and 2020 conferences. For 2019, staff is recommending the Hyatt Regency San Francisco Embarcadero Center. For 2020, staff is recommending the Westin Bonaventure Hotel in Los Angeles.

Motion and second to approve recommendations for CSAC Annual Meetings in 2019 and 2020. Motion carried unanimously.

12. Distinguished Service Award Recipients

Each year the Executive Committee is asked to select a recipient for the CSAC Distinguished Service award which is presented during the CSAC annual conference. This award is given to persons who have made the greatest contribution to the improvement of government in California, particularly as it relates to county government. Staff recommended the following nominees: Will Kempton, Executive Director of Transportation California; Ken Pimlott, Chief of CalFire; Supervisor Don Knabe; and Supervisor Kathy Long. Following a discussion, Chris McKenzie, former League of Cities Executive Director, was added to the list of recipients.

Motion and second to approve the list of recommended recipients with the addition of Chris McKenzie. Motion carried unanimously.

President Forster selected retiring CSAC staff member Karen Keene as this year's President's Award recipient.

13. Circle of Service Award Nominees

Staff recommended eight individuals for this year's Circle of Service Award. The award was created to recognize county officials, department directors, staff, corporate partners and other CSAC members whose service to CSAC and counties sets them apart. Staff recommended the following nominees: Supervisor Linda Seifert; Susan Bower, San Diego County Health and Human Services Agency Director; Dan Burch, San Joaquin County Emergency Medical Services Administrator; Pat Blacklock, Yolo CAO; Veronica Ferguson, retired Sonoma CAO; Jeff Brax, Sonoma County Chief Deputy County Counsel; Glenn Russell, Santa Barbara County Planning Director; and Geoff Patnoe, Director of San Diego County Office of Strategy and Intergovernmental Affairs. Following a discussion, retiring RCRC Legislative Director Patricia Megason was added to the list of nominees.

Motion and second to approve list of nominees with addition of Patricia Megason.
Motion carried unanimously.

14. Ventura County Animal Services Presentation

Randy Friedman, marketing Manager for Ventura County Animal Services (VCAS) presented a report on the Ventura County shelter, which is California's largest no-kill shelter. There are two shelter locations in the county and approximately 11,000 animals per year are taken in. VCAS provides contract sheltering services to eight cities within Ventura County in addition to all unincorporated areas.
Meeting adjourned.

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE
Thursday, November 17, 2016
3:00pm
via Conference Call

M I N U T E S

1. Roll Call

Richard Forster, President	Bruce Gibson, San Luis Obispo
Dave Roberts, 1 st Vice President	Leonard Moty, Shasta
Leticia Perez, 2 nd Vice President	Linda Seifert, Solano
Vito Chiesa, Immed. Past President	David Finigan, Del Norte
Keith Carson, Alameda	Ed Valenzuela, Siskiyou
John Gioia, Contra Costa	Virginia Bass, Humboldt, alternate
Ken Yeager, Santa Clara	Judy Morris, Trinity, Treasurer

2. Appointment of 2017 CSAC Board of Directors Members/Alternates

Staff presented a list of nominees received from counties for the CSAC Board representatives and alternates (attached).

Motion and second to approve the list of nominees as presented.
Motion carried unanimously.

It was noted that some counties have not yet nominated their representatives so additional nominees will be brought forward at the first meeting in January.

3. Appointment of CSAC Finance Corporation Board Member

The CSAC Finance Corporation Board interviewed seven candidates who expressed interest in the vacant department head seat on the CSAC Finance Corporation Board. The seat was open due to the resignation of Santa Clara County Chief Finance Officer Emily Harrison. After review of all candidates, the Finance Corporation Nominating Committee and Board recommended the CSAC Executive Committee appoint either Ralph Cordova, Imperial CAO, or Frank Kim, Orange CEO.

Motion and second to select Ralph Cordova to serve on the CSAC Finance Corporation Board of Directors. Motion carried.

Meeting adjourned.

2017 CSAC Board of Directors

County	Caucus	Director	Alternate	Notes
Alameda	U	Keith Carson	Scott Haggerty	
Alpine	R	Terry Woodrow	Ron Hames	
Amador	R	Louis Boitano	Richard Forster	
Butte	S	Bill Connelly		
Calaveras	R	Michael Oliveira	Chris Wright	
Colusa	R	Kim Dolbow Vann	Mark Marshall	
Contra Costa	U	John Gioia	Karen Mitchoff	
Del Norte	R	David Finigan		
El Dorado	R	Ron Mikulaco	Sue Novasel	Mikulaco leaving office Jan.
Fresno	U	Buddy Mendes	Andreas Borgeas	
Glenn	R	John Viegas	Keigh Corum	
Humboldt	R	Virginia Bass	Estelle Fennell	
Imperial	S	*Raymond Castillo		2016 Appt./2017 nominee not received
Inyo	R	Jeff Griffiths	Dan Totheroh	
Kern	S	Mick Gleason	Mike Maggard	
Kings	R	Doug Verboon	Craig Pedersen	
Lake	R	Jim Steele	Tina Scott	
Lassen	R	Jim Chapman	David Teeter	Chapman leaving office Jan.
Los Angeles	U	*Don Knabe		2016 Appt./2017 nominee not received
Madera	R	*David Rogers		2016 Appt./2017 nominee not received
Marin	S	Damon Connolly	Judy Arnold	
Mariposa	R	Marshall Long	other Board members	
Mendocino	R	Carre Brown	Dan Gjerde	
Merced	S	*Hub Walsh		2016 Appt./2017 nominee not received
Modoc	R	Geri Byrne	James Wills	
Mono	R	*Larry Johnston		2016 Appt./2017 nominee not received
Monterey	S	Fernando Armenta		Armenta leaving office Jan.
Napa	S	Diane Dillon	Brad Wagenknecht	
Nevada	R	Ed Scofield	Hank Weston	
Orange	U	Lisa Bartlett		
Placer	S	*Jim Holmes		2016 Appt./2017 nominee not received
Plumas	R	Lori Simpson	Jeff Engel	
Riverside	U	John Benoit		
Sacramento	U	Susan Peters	Phil Serna	
San Benito	R	Jaime De La Cruz		
San Bernardino	U	*James Ramos		2016 Appt./2017 nominee not received
San Diego	U	Greg Cox	Bill Horn	
San Francisco	U	vacant		
San Joaquin	S	Bob Elliott	Chuck Winn	
San Luis Obispo	S	*Bruce Gibson		2016 Appt./2017 nominee not received
San Mateo	U	Carole Groom		
Santa Barbara	S	*Doreen Farr		2016 Appt./2017 nominee not received
Santa Clara	U	Ken Yeager	Cindy Chavez	

2017 CSAC Board of Directors

Santa Cruz	S	Bruce McPherson		
Shasta	S	Leonard Moty		
Sierra	R	Lee Adams	Peter Huebner	
Siskiyou	R	Ed Valenzuela	Brandon Criss	
Solano	S	Linda Seifert	Erin Hannigan	Seifert leaving office Jan.
Sonoma	S	James Gore	David Rabbitt	
Stanislaus	S	Vito Chiesa	Jim DeMartini	
Sutter	R	*Larry Munger		2016 Appt./2017 nominee not received
Tehama	R	Robert Williams	Dennis Garton	
Trinity	R	Judy Morris	Bill Burton	
Tulare	S	*Steve Worthley		2016 Appt./2017 nominee not received
Tuolumne	R	Sherri Brennan	Randy Hanvelt	
Ventura	U	Kathy Long		Long leaving office Jan.
Yolo	S	Jim Provenza	Matt Rexroad	
Yuba	R	Roger Abe	Andy Vasquez	

*2016 Board of Director

As of 11/16/16



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YOUR ROLE AS AN EXECUTIVE COMMITTEE MEMBER

As an elected leader of CSAC, your role is to guide the organization to meet the needs of the members and serve as an ambassador for CSAC.

Executive Committee Member Roles and Responsibilities:

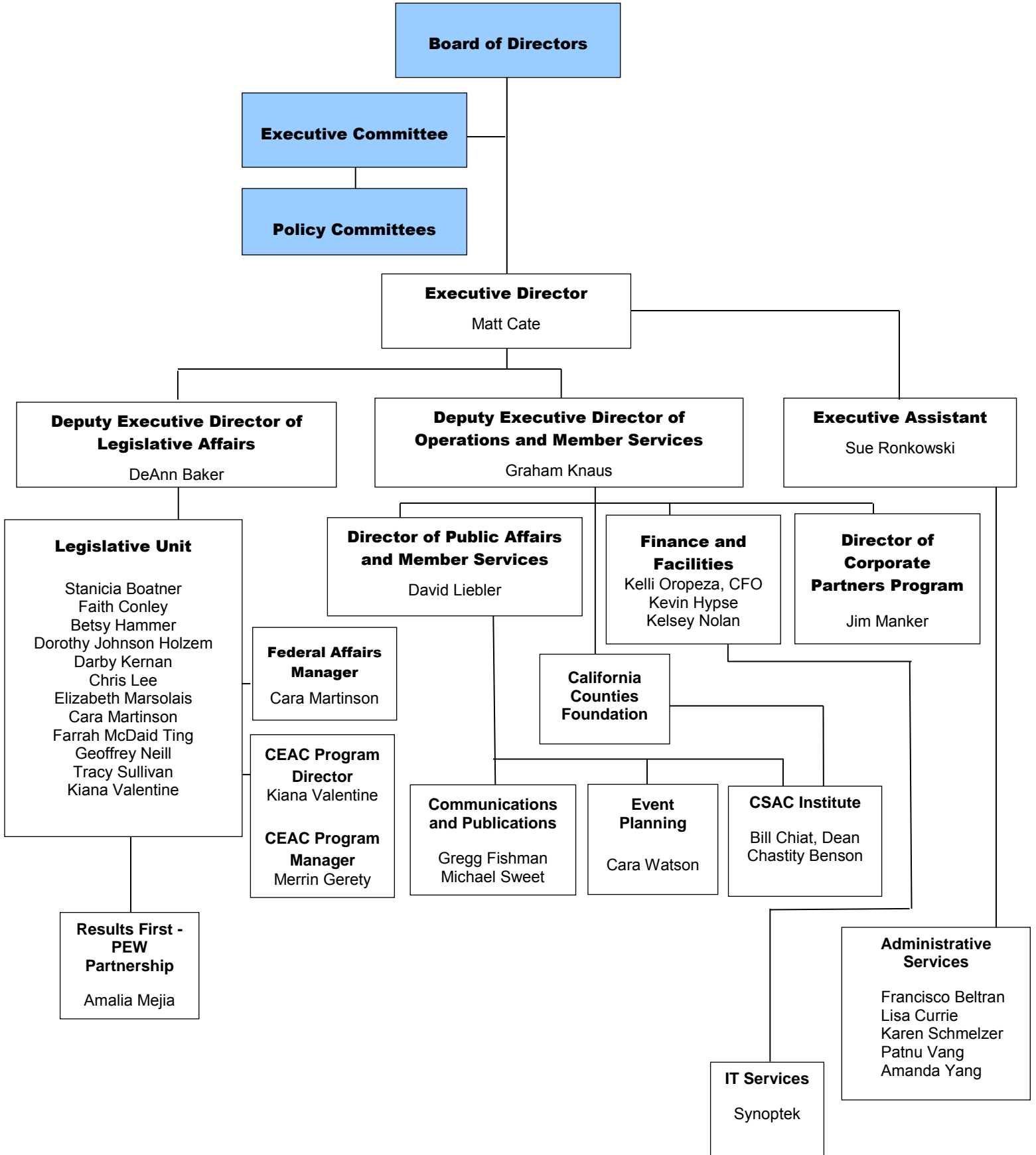
- Support and defend the CSAC Constitution.
- Guide the implementation of CSAC Policies and Procedures.
- Appoint an Executive Director to administer the activities and affairs of the Association.
- Be available to participate in Board and Executive Committee meetings and conferences.
- Be available to discuss and provide direction on CSAC priorities and strategies.
- Be available to periodically participate in key meetings or strategic communications.
- Understand and promote CSAC policy positions including recommending advocacy priorities to the Board.
- Review and submit the CSAC Budget to the Board.
- Understand and promote CSAC Finance Corporation programs and the Corporate Partnership Program to CSAC members.

Travel, Lodging, Meals, and other costs:

- Costs for travel, lodging, and meals are generally funded by each member county, or, when applicable, may be funded by CSAC. Costs funded by CSAC may be considered income or a gift for purposes of FPPC reporting.

The effectiveness of CSAC is critically dependent upon Executive Committee members as leaders on behalf of California's counties. CSAC staff will do everything possible to support success in your roles and responsibilities and to ensure the strongest and most unified voice of the organization. Thank you for your commitment to CSAC and California's counties.

**California State Association of Counties (CSAC)
Organizational Structure – January 2017**





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(916) 327-7500 ✦ www.counties.org

CSAC is on    ... follow us!

Board Members

President – Supervisor Leticia Perez (CSAC Officer), Kern County

Vice-President – Supervisor John Gioia, (CSAC Executive Committee), Contra Costa County

Treasurer – Vacant

Secretary – Matt Cate (CSAC Executive Director)

Supervisor Ken Yeager (Santa Clara County)

Supervisor Terry Woodrow (Alpine County)

Helen Robbins-Meyer (San Diego County Chief Administrative Officer)

Rick Haffey (Nevada County Executive Officer)

Jean Rousseau (Fresno County Administrative Officer)

Terry Schutten (County Administrators Association of California Executive Director)

Alan Fernandes (CSAC Finance Corporation Executive Vice President)

Gregory Priamos (Riverside County Counsel)

Donna Vaillancourt (San Mateo County Human Resources Director)

Frank Benest (CSAC Institute Faculty Member)

Tracy Librea-Asunto (CSAC Corporate Partner)

CEO – Graham Knaus (Deputy Executive Director of Operations and Member Services)

**California Counties Foundation
Fiscal Year 2016-17**

<i>California Counties</i> FOUNDATION					
	Beginning	Revenue	Expenditures	Budgeted	Projected
Foundation Programs & Grants	Balance	July-Oct 2016	July-Oct 2016	Nov-June 2017	Balance
CSCDA Grant July 2015	\$11,671				\$11,671
Corporate Associate PG&E Grant	\$10,000	\$40,000			\$50,000
CAOAC Funds Balance	\$15,960				\$15,960
San Diego Grant	\$2,618				\$2,618
AB109 Funds	\$302,983				
Support for staff 2016-17			\$31,801	\$47,968	
Balance					\$223,214
CSAC Institute for Excellence in County Government					
Income-					
Registration Fee		\$88,738		\$319,262	\$408,000
Contribution from CSCDA funds		\$16,160		\$0	\$16,160
Contribution from CSAC		\$80,000		\$100,728	\$180,728
Total Budgeted Revenue					\$604,888
Expenditures-					
Total Budgeted Expenditures			\$168,581	\$436,307	\$604,888

County Administrative Officers Association of California (CAOAC)

The County Administrative Officers Association of California is a network of Chief Administrative Officers of the counties in California.

Officers

President: Helen Robbins-Meyer, San Diego County

Vice President: Larry Lees, Shasta County

Secretary/ Treasurer, Birgitta Corsello, Solano County

Immediate Past President, Pat Blacklock, Yolo County

Executive Director: Terry Schutten

Phone: 916-322-2427 email: tschutten@counties.org

INSTITUTE FOR LOCAL GOVERNMENT BOARD ROSTER

CHAIR

Henry L. Gardner (2014 – 2016)
Former City Manager
City of Oakland

Alma Janabajab (2016)
Vice President
Municipal Management Association of Southern
California Liaison

VICE CHAIR

Michele Beal Bagneris (2016 – 2018)
City Attorney/City Prosecutor
City of Pasadena

Michael Kasperzak (2012 – present)
League of California Cities Board Liaison
Council Member, City of Mountain View

BOARD MEMBERS

Teresa Acosta (2015 – 2017)
Public Affairs Manager
Madaffer Enterprises, Inc.

Neil McCormick *
Chief Executive Officer
California Special Districts Association

Patrick S. Blacklock (2014 – present)
County Administrative Officers Association of
California Liaison
County Executive Officer, Yolo County

Chris McKenzie *
Executive Director
League of California Cities

Matt Cate *
Executive Director
California State Association of Counties

James Keene (2015 – 2017)
City Manager
City of Palo Alto

Brett Channing (2015 – 2017)
Assistant to the City Manager
City of El Cajon

Daniel T. Miller (2016 – 2018)
Senior Vice President
Irvine Company

Hal Conklin (2014 – 2016)
Former Mayor
City of Santa Barbara

William Nelson (2016)
President
California Special Districts Association

Greg Cox (2006 – present)
Immediate Past Chair
California State Association of Counties
Board Liaison
First District Supervisor, San Diego County

Marcia Raines (2016)
City Manager
City of Millbrae

Alan Fernandes (2015 – 2017)
Chief Legislative Representative
County of Los Angeles

Lydia Romero (2015 – 2017)
Deputy City Manager
City of San Marcos

Mark Gaughan (2016 – 2018)
Genesee Group

Art Takahara (2016 – 2018)
President, De Anza Manufacturing Services, Inc.
Former Mayor, City of Mountain View

Rod Gould (2016 – 2018)
Former City Manager
City of Santa Monica

Casey Tanaka (2015 -2017)
Mayor
City of Coronado

*Association Executive Director, permanent position.

23 total (Bylaws Maximum: 23)

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Latino Caucus of California Counties

Purpose:

1. Encourage full participation and active involvement of Latino county officials in the policy-making processes and programs of the California State Association of Counties (CSAC).
2. Identify issues and concerns important to counties' Latino populations and promote solutions, including legislative intervention.
3. Promote diversity and inclusiveness in governmental decision-making processes.
4. Nurture leadership development within and among groups that reflect California's changing demographics.
5. Be a resource to CSAC as a nonprofit mutual benefit corporation, and its members in such areas as policy development, implementation and service delivery.
6. Operate in accordance with CSAC articles of incorporation and bylaws, as well as the policies adopted by CSAC's Board of Directors and take no action that conflicts with those articles, bylaws or policies.

Officers

President: James Ramos, San Bernardino County

Vice President: Luis Alejo, Monterey County

Treasurer: Alfredo Pedroza, Napa County

Parliamentarian/Secretary/Fundraiser*: James Gore, Sonoma County



2016-17 Officers

JoAnne Mounce, President; Council Member, Lodi

James Goodhart, First Vice President; Council Member, Palos Verdes Estates

Richard Garbarino, Second Vice President, Council Member, South San Francisco

Dennis Michael, Immediate Past President; Mayor, Rancho Cucamonga

Carolyn Coleman, Executive Director

JoAnn Mounce, President



Richard Garbarino, Second Vice President



James Goodhart, First Vice President



Dennis Michael, Immediate Past President





RURAL COUNTY REPRESENTATIVES
OF CALIFORNIA

Chairman – Supervisor Bob Williams, Tehama County
1st Vice Chair – Supervisor Rex Bohn, Humboldt County
2nd Vice Chair – Supervisor Randy Hanvelt, Tuolumne County
Immediate Past Chair – Supervisor John Viegas, Glenn County

Greg Norton, President & CEO,
Rural County Representatives of California

Women's Leadership Forum

Our Mission

The mission of the CSAC Women's Leadership Forum (WLF) is to provide a welcoming network for mentoring, supporting and empowering elected women supervisors and other women leaders who are affiliated with CSAC as they engage in leadership roles in their communities and within the CSAC organization. Additionally, the WLF serves as a forum to introduce and elevate issues and policy matters affecting women to the forefront of CSAC leadership.

Forum Chairs

Suburban Caucus Co-Chair: Susan Gorin, Sonoma County

Rural Caucus Co-Chair: Judy Morris, Trinity County

Urban Caucus Co-Chair: Carole Groom, San Mateo County

Immediate Past Suburban Caucus Co-Chair: Erin Hannigan, Solano County

CSAC RELATIONSHIP WITH COUNTY COUNSELS' ASSOCIATION

Legal Services Provided by Contract

- **Litigation Coordination Program**
 - Coordinated Litigation
 - Amicus Support
 - Advocacy in Administrative Proceedings
- **In-House Legal Services**
 - Review documents/contracts
 - Advise on compliance issues
 - Personnel

County Counsels' Association as Affiliate

- **Legal Assistance to Legislative Staff**
 - Review Legislation
 - Legislative Drafting
 - Provide legal support in meetings, etc.
- **Serve as Legal Advisor to CSAC Board and Executive Committee (per CSAC Constitution)**

County Counsels' Association Board of Directors 2016-2017

President: Bruce Goldstein, Sonoma
Vice President: Leroy Smith, Ventura
Sec-Treasurer: Alison Barratt-Green, Nevada
Past President: Bruce Alpert, Butte
Historian: Marshall Rudolph, Inyo
Director 2015-17: John Beiers, San Mateo
Director 2015-17: Rita Neal, San Luis Obispo
Director 2016-18: Rubin Cruse, Shasta
Director 2016-18: Gregory Priamos, Riverside

Standing Committees

Conflict of Interest Committee
Cost Shift Committee
Court Facilities and Operations Committee
Ethics Committee
Grand Jury Committee
Litigation Overview Committee
Native American Tribal Lands Committee
Opinion Overview Committee
Statewide Tax Liaison Committee
Telecommunications Committee

Ad Hoc Committees

AB 109 Implementation
Marijuana Working Group
Redevelopment Dissolution

BASIC RULES ON GIFTS AND INCOME

GIFTS

Defined: Any payment or benefit provided to a local official (i.e., those required to file Form 700s with the FPPC) for which the official did not provide payment or services of equal or greater value. (2 CCR 18940(a).)

Disclosure: Any gift, or combination of gifts, received from a single source is reportable if the value of the gift, or the cumulative value of multiple gifts, received from the source in the reporting period is \$50 or more. (2 CCR 18940(d).)

Limit: No local official may receive more than \$460 from a single source in a calendar year. If the cumulative total from any single source exceeds \$460, the local official has violated the Political Reform Act. (Gov. Code § 89503; 2 CCR 18940.2.)

Exception to Limit: Gifts provided in connection with giving a speech, participating in a panel, etc. This applies only to travel, meals, and lodging the day before, the day of, and the day after the presentation. These gifts are not subject to the \$460 annual limit, but still must be disclosed. (Gov. Code, § 89506; 2 CCR 18950.)

Summary

- Gifts under \$50 do not need to be reported
- Gifts, either alone or combined, from a single source between \$50 - \$460 in a calendar year must be reported
- Gifts exceeding \$460 from a single source in a calendar year are prohibited, except if provided in connection with giving a speech, participating in a panel.

INCOME

Provided in exchange for services. The burden is on the local official to prove that payments are income and not a gift by showing that the services provided were equal to the value of payments received. When reporting travel payments as income, the official must describe on the Form 700 the services provided in exchange for the travel payment.

Disclosure: Income in excess of \$500 from a single source in a calendar year must be reported.

Limit: There is no limit on the amount of income that can be received from any source in a calendar year. However, income can create a conflict of interest that could disqualify an official from participating in discussions or taking votes on issues involving the source of the income.



GUIDELINES FOR POLITICAL REFORM ACT COMPLIANCE
January 2016

1100 K Street
Suite 101
Sacramento
California
95814
Telephone
916.327-7500
Facsimile
916.441.5507

The Political Reform Act¹ and its implementing regulations adopted by the Fair Political Practices Commission² ("FPPC") impose limits on gifts and other restrictions on the receipt of travel payments received by specified officials. Locally adopted ordinances or policies may contain even stricter gift restrictions. Though the obligation to comply with the Act and FPPC regulations belongs to the public official, CSAC conducts its operations in a manner that will assist its members meet their obligations. These Guidelines are intended to provide CSAC staff with assistance in addressing issues likely to arise in CSAC's operations that potentially involve gifts or reportable income to public officials. While these Guidelines provide information on activities generally conducted in CSAC's operations, they cannot anticipate every activity. Staff is therefore encouraged to contact CSAC's legal counsel with questions concerning potential gifts or reportable income to public officials. These Guidelines are not intended as legal advice to public officials, who should consult their own counsel or use the resources listed at the end of these guidelines for resources on Political Reform Act compliance.

GIFTS

Specified public officials may not accept gifts from any single source totaling more than \$460 in a calendar year.³ Gifts between \$50 - \$460 per calendar year from a single source are permitted, but must be reported on the Statement of Economic Interest ("Form 700"). Gifts under \$50 per calendar year from a single source do not need to be reported.

Public officials subject to these restrictions include members of the Board of Supervisors and other local elected officers, Planning Commissioners, District Attorneys, County Counsels, County Treasurers, and County Administrative or Executive Officers.⁴ Locally adopted policies may provide for a more restrictive gift limit, or designate a wider group of officials subject to the Political Reform Act's restrictions.

What Is a Gift?

A gift is defined as any payment or benefit given to a public official for which the official does not provide services of equal or greater value.

Examples of Gift:

- Meals, drinks and travel unrelated to work done on CSAC's behalf
- Recreational outings or entertaining (golf, etc.)
- Meals, drinks or entertaining provided at CSAC conferences that are not included as part of the registration fee (i.e., invitation only events, or informal drinks, meals, or other hosted items not open to all conference registrants)
- Gift cards, clothing, electronics, etc.

¹ Gov. Code, §§ 81000-91014.

² Cal. Code Regs., tit. 2, § 18110 et seq.

³ Gov. Code, § 89503.

⁴ Gov. Code, § 87200.

- Prizes won at CSAC Annual Meeting raffles or drawings⁵
- *Practice Pointer:* In general, gifts provided to a public official's family member (spouse, registered domestic partner, or minor child) are considered a gift to the official.⁶ At invitation-only events (e.g., Executive Committee dinners, etc.), the pro-rata share of the event of any guest of the official is a gift to the official.⁷

What is Not a Gift?

- Items that the official returns unused or costs that are reimbursed to CSAC within 30 days⁸
 - *Practice Pointer:* Officials should be notified of the value of the gift as soon as possible after they receive it so if they elect to return or reimburse, they can do so within the 30 days provided by statute.
- Informational / educational material, including free or discounted admission to conferences; however, this exception applies only to the educational component and does not apply to travel and meals provided at the conference⁹
- Plaques/trophies worth less than \$250¹⁰
- Gifts provided to the County rather than to the official
 - *Practice Pointer:* If a good, service, travel payment, or other benefit is provided to a county rather than an individual official, it is not a gift to the official. However: (1) it must be disclosed by the County on FPPC Form 801 or 802 and posted on the County's website; and (2) this exception does not apply to travel payments for Supervisors and other designated officials. Their travel payments, even if made to the County on their behalf, must be individually reported on their Form 700 and are subject to gift and income rules.¹¹

Gifts Not Subject to the Annual Limit: Travel, Lodging and Subsistence Related to Speeches

An official may receive a gift in excess of the \$460 annual gift limit if it is food, travel and/or lodging in connection with making a speech, participating on a panel, or making a substantive formal presentation at a seminar or similar event. Though such benefits are still considered gifts and must be reported if in excess of \$50 from a single source, they are not subject to the annual \$460 limit.¹²

- *Practice Pointers*
 - This exception to the gift limit only applies to food/beverages, travel and lodging the day before, the day of, and the day after the speech or

⁵ The FPPC has concluded in a recent enforcement action that raffles held at CSAC and League of California Cities meetings to not qualify for the "bona fide contest or competition" exception to the gift rule found at Cal. Code Regs., tit. 2, § 18942, subd.(a)(14).

⁶ Cal. Code Regs., tit. 2, § 18943.

⁷ Cal. Code Regs., tit. 2, §§ 18640, subd. (a), 18946.2, subd. (b).

⁸ Gov. Code, § 82028, subd. (b)(2); Cal. Code Regs., tit. 2, § 18941(c).

⁹ Gov. Code, § 82028, subd. (b)(1); Cal. Code Regs., tit. 2, §§ 18942, subd. (a)(1), 18942.1.

¹⁰ Gov. Code, § 82028, subd. (b)(6); Cal. Code Regs., tit. 2, § 18942, subd. (a)(6).

¹¹ Cal. Code Regs., tit. 2, §§ 18944-18944.3.

¹² Gov. Code, § 89506; Cal. Code Regs., tit. 2, § 18950.

presentation. Gifts received on any other day are subject to the gift limit unless another exemption applies.

- Though exempt from the \$460 gift limit, these payments are still gifts that must be reported to the FPPC, and will be considered in determining whether the official has a conflict of interest.¹³
- Food, lodging and travel provided to the official's spouse would still be considered a gift to the official, as noted above.

Who is the Gift From?

If CSAC provides the gift, the gift is from CSAC. If a corporate sponsor either pays for the gift directly or provides CSAC with the money to be used explicitly for the gift, then the gift is from the corporate sponsor.¹⁴ If a corporate sponsor provides CSAC with funding, but does not direct the manner in which the funding is spent, any gift made with those funds is a gift from CSAC.¹⁵

Examples:

- Corporation A gives \$5,000 to CSAC to be a general sponsor of the Annual Meeting, which CSAC uses, at its discretion, to offset a number of costs, including wireless internet, printing educational materials, and hosting a coffee for coastal counties, not covered by the registration fee.
 - Internet and educational materials are not gifts, by definition
 - Coffee is a gift from CSAC to those officials in attendance
- Corporation B wants to sponsor the Latino Caucus breakfast at the CSAC Annual Meeting and gives CSAC \$5,000 to be used for the breakfast in exchange for being listed and announced specifically as the sponsor of the breakfast.
 - The pro-rata share of the breakfast is a gift from Corporation B to each official in attendance
- Corporation C and D sponsor a wine reception for the Executive Committee, and pay the costs directly
 - ½ of the pro-rata share of the reception is a gift from Corporation C and ½ is a gift from Corporation D

¹³ Robey Advice Letter A-00-266 (Dec. 21, 2000).

¹⁴ There are additional requirements imposed by the Political Reform Act if elected officials are requesting sponsorships on CSAC's behalf. If the elected official directly solicits sponsorships, or directs CSAC staff to request sponsorships on his or her behalf, then the elected official has disclosure requirements. (Gov. Code, § 82015, subd. (b).) Also note that the Financial Standards Accounting Board has issued a standard that requires contributions to be used only for the purpose designated by the donor. If CSAC does not spend all of the funds received by a donor that are specified for a particular event, the remaining funds must either be returned to the donor or CSAC must seek permission from the donor to use the remaining funds for another purpose.

¹⁵ Cal. Code Regs., tit. 2, § 18945.

- CSAC staff member Y picks up the tab for dinner at a nearby restaurant on the last night of the Annual Meeting for a small group of CAOs
 - The pro-rata share of the dinner is a gift from CSAC to each CAO in attendance

How is a Gift Valued?

In general, the value of a gift is its fair market value at the time it is received by the official.¹⁶ For food, drinks and entertainment, the value of the gift is the official's pro-rata share of the cost.¹⁷ For purposes of determining the pro-rata share, the total cost can be divided by either the total number of actual attendees (preferably using a sign-in sheet) or the total number of RSVP's.¹⁸

INCOME

Officials may have reportable income¹⁹ as a result of participation in CSAC activities. Because the definition of a gift is a payment or benefit for which an official does not provide payment or services of equal or greater value, by definition, if the official provides services to CSAC in exchange for what he or she receives from CSAC, it is not a gift. Even though such payments are not gifts, they still may need to be reported to the FPPC as income.²⁰

- *Practice Pointers*
 - There is no annual limit on income, but income in excess of \$500 from a single source in a calendar year must be reported to the FPPC.
 - The burden is on the official to prove that the payments or benefits received were equal to or less than the value of the services provided.
 - If travel payments are provided, the official must describe on his or her Form 700 the services provided in exchange for the travel payment.

Examples:

- Travel or meals provided to Board members as part of attending Board of Directors meetings. Payment to attend other events for which the Supervisor is not providing services is likely considered a gift.²¹
- Travel and costs provided to a Supervisor to testify in Congress on CSAC's behalf.

¹⁶ Cal. Code Regs., tit. 2, § 18946(a).

¹⁷ Cal. Code Regs., tit. 2, § 18946.2

¹⁸ Cal. Code Regs., tit. 2, § 18946.2, subd. (c).

¹⁹ "Income" for purposes of the Political Reform Act is not the same as taxable income for purposes of federal and state income tax requirements.

²⁰ See, e.g., Benninghoven Advice Letter I-98-177 (Nov. 12, 1998); Benninghoven Advice Letter I-93-298 (Oct. 15, 1993). The Political Reform Act excludes travel expenses provided by a nonprofit if the nonprofit is exempt from taxation under IRC section 501(c)(3) (the usual subdivision for a charity). CSAC is exempt from taxation under a different subdivision, section 501(c)(4), so reimbursements for travel expenses from CSAC to individual county officials are not excluded from the definition, and must be reported on Form 700.

²¹ See FPPC Form 700 (2015/2016), p. 18.

CSAC LOBBYING EVENTS INVOLVING STATE OFFICIALS

The Political Reform Act imposes particular rules related to events arranged by CSAC at which State officials whom CSAC lobby are invited and/or present (i.e., Legislative conference reception). The following is a checklist for staff for such events:

- ✓ **Gift Limits:** Same as County officials: Any cumulative gift from a single source over \$50 must be reported, and the total annual value cannot exceed \$460.
- ✓ **Invitations:**
 - **Creating a Guest List:** It is unlawful for a lobbyist to act as an agent or intermediary in making a gift to a State official. For events where no fee is charged, CSAC lobbyists may make suggestions about which State officials to invite, but may not have ultimate authority over the guest list, send invitations to State officials, or solicit responses to invitations.²²
 - **Required Language:** All invitations to State officials must state: *“Attendance at this event by a public official will constitute acceptance of a reportable gift.”* This notice must be in at least 8 point Roman boldface type, in a color or print that contrasts with the invitation’s background so as to be easily legible.²³ The invitation or a letter accompanying the invitation should include the drop-in exception to the rule, as described below.
- ✓ **Guests:** If the State official brings a guest, the guest’s pro-rata share of the event is a gift to the official.²⁴
- ✓ **After the Event**
 - **Reporting the Gift to the Official:** CSAC must inform the State official in writing the date the gift was given, its value, and description of the gift. Value is determined as outlined above.²⁵
 - **Reporting the Gift to the FPPC:** CSAC must report any gifts to State officials when CSAC files its quarterly activity expense report with the FPPC. This report is due 30 days following each calendar quarter.²⁶
 - **Drop-Ins:** If the State official simply dropped in to a reception or event, did not stay for any meal or entertainment other than background music, and received or consumed only minimal or no appetizers and drinks, the official may notify CSAC in writing of that fact, and CSAC will not have to report his or her attendance as a gift.²⁷
 - **Reimbursement:** If the State official reimburses CSAC within 30 days after the event, the official’s pro-rata share is not a gift, and does not need to be reported by either the official or CSAC. Note: CSAC does not have any FPPC reporting obligations for gifts given to local officials.

²² Gov. Code, § 86203; Cal. Code Regs., tit. 2, § 18624.

²³ Gov. Code, § 86112.3, subd. (a).

²⁴ Cal. Code Regs., tit. 2, §§ 18946.2, subd. (b); 18943, subd. (c); 18941, subd. (a).

²⁵ Gov. Code, § 86112.5, subd. (a).

²⁶ Gov. Code, §§ 86111, 86115, 86116, 86117.

²⁷ Cal. Code Regs., tit. 2, § 18640, subd. (b).

WHERE CAN OFFICIALS GO FOR HELP?

These guidelines are intended to assist CSAC staff in understanding FPPC requirements when engaging in activities with public officials. It does not constitute legal advice for public officials concerning their obligations under the Political Reform Act. Staff should refer officials to the resources available to them, including:

- FPPC Advice Line: 1-866-ASK-FPPC or advice@fppc.ca.gov
- FPPC's Local Gift Fact Sheet 2015
Available at: <http://www.fppc.ca.gov/content/dam/fppc/NS-Documents/TAD/Public%20Officials%20and%20Employees/3.7.2.%20LocalGiftFactSheet2015.pdf>
- Institute for Local Government Gift Resource Center
Available at: <http://www.ca-ilg.org/GiftCenter>

The FPPC also has a gift tracker app to help officials keep track of the gifts they receive to ensure they do not go over the gift limit. The app is available for Apple and Android devices.

Attachments

- Sample Letter to County Officials Following an Event
- Sample Language to Provide Corporate Sponsors to Report Non-Raffle Gifts to Public Officials
- Sample Letter to State Officials Following CSAC Lobbying Event
- For CSAC Raffles
 - Prize Giveaway Request Form
 - Sample Notice Provided to Officials Winning a Raffle/Drawing
 - Sample Notice Provided to County Winning a Raffle/Drawing

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

Winter-Spring 2017 Course Guide

The noblest pleasure is the joy of understanding. – Leonardo da Vinci

Professional development classes for county officials, executives and managers

Schedule at a Glance

DATE		LOCATION	PAGE
JANUARY			
12 (TH)	Effective Use of Social Media	Sacramento	3
13 (F)	Manage Conflict (even hostility) in Comfort	Riverside	5
19 (TH)	Leadership & Change: Practices to Move Organizations	Contra Costa	5
20 (F)	Local Governance in California: All those agencies!	Merced	5
26 (TH)	<i>Emerging Issues</i> : The Sharing Economy	Sacramento	3
27 (F)	Financing California Counties: The History	Sacramento	3
FEBRUARY			
2 (TH)	IT Performance Metrics & Customer Value Management	Sacramento	4
3 (F)	The Art & Practice of Organizational Leadership	Sacramento	1
10 (F)	Customer Service in the Public Sector	Riverside	2
16 (TH)	Realignment 301: Public Safety Funding and Programs	Sacramento	6
16 (TH)	Intergenerational Leadership	Contra Costa	4
17 (F)	State Budget 101: What Counties Need to Know	Merced	6
23 (TH)	Ins and Outs of Monitoring Federal Grant Recipients	Sacramento	4
MARCH			
2 (TH)	Negotiation and Collaboration in Complex Environments	Sacramento	6
3 (F)	Advanced Practices in Negotiations	Sacramento	6
9 (TH)	GASB Financial Reporting Requirements	Sacramento	3
10 (F)	Storytelling and Other Practices in the Art of Persuasion	Riverside	7
16 (TH)	Labor Relations and Negotiations	Contra Costa	5
17 (F)	Financial Reporting for Nonfinancial Professionals	Merced	2
23 (TH)	Leading with Emotional Intelligence	Sacramento	5
24 (F)	Supporting the Next Generation: Collaboration for Youth	Sacramento	7
APRIL			
6 (TH)	IT Business Innovation	Sacramento	4
7 (F)	Storytelling and Other Practices in the Art of Persuasion	Sacramento	7
7 (F)	Building and Maintaining a Team Environment	Riverside	1
20 (TH)	Manage Conflict (even hostility) in Comfort	Contra Costa	5
21 (F)	Intergenerational Leadership	Merced	4
27 (TH)	Financial Management: Debt and Investment	Sacramento	3
28 (F)	Cost Principles, Reporting ... and the Supercircular	Sacramento	2
MAY			
4 (TH)	Customer Service in the Public Sector	Sacramento	2
5 (F)	Talent Development and Succession Planning	Riverside	7
11 (TH)	When Bad Things Happen: Managing the Media	Sacramento	7
12 (F)	Leadership During and After Crises – Roles of Officials	Sacramento	2
18 (TH)	Crafting and Implementing Effective Strategic Plans	Contra Costa	2
19 (F)	Stakeholder Engagement: Does it Have to Be Messy?	Sacramento	6
19 (F)	Leadership & Change: Practices to Move Organizations	Merced	5
JUNE			
1 (TH)	IT Service Management	Sacramento	4
2 (F)	Building and Maintaining a Team Environment	Sacramento	1
8 (TH)	World Class Contracting and Procurement	Sacramento	7
9 (F)	Leading with Emotional Intelligence	Riverside	5
15 (TH)	Effective Use of Social Media	Contra Costa	3
16 (F)	Negotiation and Collaboration in Complex Environments	Merced	6
22 (TH)	Local Governance in California: All those agencies!	Sacramento	5

Nature and dimensions of leadership in effective organizations

The Art & Practice of Organizational Leadership

120

This interactive course designed for both experienced and new senior county managers explores the practical applications of leadership in creating a high performing county organization – especially in the difficult environments counties operate. Participants engage in discussions of key practices in formal and informal leadership, particularly in achieving sustainable change; employee engagement and team-building strategies; leadership when you're not in charge; and techniques for developing a vital workplace culture which supports organizational members.



Instructor: Dr. Frank Benest is former city manager of Palo Alto and a noted expert in organizational leadership and management.

Friday, February 3, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Deployment and leadership of high performance teams

Building and Maintaining a Team Culture

371

Counties use teams as a method to get work done. It takes a certain organizational culture to support teams. This course examines the culture and attributes of high-performing teams in the public sector. Hands on simulations demonstrate team strategies. Strategies, tools and resources are shared along with team leadership practices, and how to transition to a team culture. Participants examine the group



dynamics required for team success, define team responsibilities and accountability, how to evaluate team performance against mission, and the leadership practices to lead and sponsor teams.

Instructor: Dr. Jerry Estenson is Professor of Organizational Behavior at CSU, Sacramento.

Friday, April 7, 2017 10:00 a.m.–3:30 p.m.
Riverside ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Friday, June 2, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives



The Supercircular: OMB's Final Guidance on Federal Grants

Cost Principles, Reporting Requirements ... and the "Supercircular" 368

On December 26, 2013, the U.S. Office of Management and Budget issued new reporting rules referred to as the "Supercircular." This issuance impacts all general requirements for all entities – including counties and CBOs – which receive federal grants: administrative rules, cost principles and Single Audit requirements. Those new rules go into effect after Christmas, 2014. All persons and agencies who deal with federal grants will need to be aware of and prepared for the coming changes. In addition to the specifics of the Supercircular, the class will cover:

- ◆ *Administrative rules:* when approval is needed for budget changes, and more
- ◆ *Cost principles:* criteria for allowability, and more
- ◆ *Single Audit requirements:* required attributes of an audit finding and more

Course eligible for CPE credits for Certified Public Accountants.

Instructor: Sefton Boyars, CPA, CGFM, CFS from the California Certified Public Accountants (CalCPA) Education Foundation.

Friday, April 28, 2017 9:30 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Managers/Execs

Understand and interpret county financial reports

County Financial Reporting and Budgeting for Nonfinancial Professionals 369



This course provides the tools for decision-makers, elected officials, senior managers – other than accountants and auditors – who want to have an overview understanding of government financial reporting. Participants discuss budgets, financial statements and the audit, and at the 30,000' level what each of

those is saying (or not saying!). Participants should bring questions about terms or concepts they have encountered as part of their interaction with county and government financial reporting. The discussion reviews terms and definitions used with government financial reporting and strategies on how to read financial statements and auditor reports to identify critical information and understand what it means ... in plain English!

Instructor: Laura Lindal, CPA, is an experienced auditor and an instructor for the California CPA Education Foundation.

Friday, March 17, 2017 10:00 a.m.–3:30 p.m.
 Merced ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Make strategic planning mean something

Crafting and Implementing Effective Strategic Plans 123

Most counties and county departments create strategic plans. Sometimes they provide clear guidance to decision makers and staff; sometimes they don't. This course examines how to make the plan a living document ... and have it mean something to those affected. Participants examine: 1) how to craft a strategic plan with the Board of Supervisors or other governing board; 2) engagement of the

community and staff in the process; 3) tips to prepare an actionable plan; 4) communication of the plan; and 5) putting a plan into action. Best practices and case examples are used to explore integration of the plan into the operations and decision-making of the organization. Discussion highlights tips for structuring an effective strategic workshop, including selection of a facilitator, participants and preparation.

Instructor: Angela Antenore, M.Ed. is an experienced strategic facilitator, agency board member and university instructor.

Thursday, May 18, 2017 10:00 a.m.–3:30 p.m.
 Contra Costa ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Lead your community and organization through crisis and recovery

Leadership During and After a Crisis – Roles of Elected and Senior Officials 398



During a crisis all eyes look to community leaders for information, guidance, action and hope. Suddenly senior executives and elected officials find themselves in the spotlight being asked tough questions about a topic they may not fully understand, and as community members, they may be survivors as well as leaders. This course is designed to help elected officials and senior executives understand their role as leaders during the response and through the long process of recovery. From a high level the course will look at how the pieces of emergency management fit together and then dig into what leaders should be doing and how they can contribute value towards resolving the crisis. The course will offer practical ideas and insights. Examples and case studies from real events such as San Bernardino and other communities will set the stage for candid discussions about what works, what doesn't, and how to help without hindering. Once the smoke clears and the responders go home the community needs leaders that were an integral part of the resolution to lead the way back to 'normal.'

Instructor: Rob Dudgeon is the former deputy director of the City & County of San Francisco Department of Emergency Management and now a global consultant on leadership in crisis situations.

Friday, May 12, 2017* 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

* Also see "When Bad Things Happen – Media in Crises" on Thursday, May 11

Create customer satisfaction in a county setting

Customer Service in the Public Sector: Balancing Satisfaction with Priorities 354

This policy level course will help county managers and elected officials explore ways to create and enhance a customer service culture in their organization. Participants will explore how to balance good customer service with county and state regulations and requirements. The conversation will focus on what defines good customer service and a service culture. Lively small and large group discussions will give you tools to assess where you are, what the gaps are to be more service oriented, and how to get there. Participants discuss the elements of structure and process which support and recognize effective customer service, even in difficult regulatory situations. You will be able to network and brainstorm with your peers as well as learn



practical strategies. Barriers to good customer service are examined along with service and performance measurements.

Instructor: Angela Antenore, M.Ed. is an experienced agency manager, agency board member and university instructor.

Friday, February 10, 2017 10:00 a.m.–3:30 p.m.
Riverside ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Thursday, May 4, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

The 211 on social media 101 to avoid a communication 911

Effective Use of Social Media and Electronic Communications 353



Confused about social media, which platforms are right for you, how to find time to manage it, what to post? This fast-moving workshop will help you understand what to focus on, how to implement it, and ways to quickly create compelling content using the latest

photo, audio and video techniques! You will get updates on current popular social media sites and upcoming platforms to watch, along with concrete tips, tools, apps and hands-on interaction that will help you become a social media Ninja (or at least have a lot more confidence!). Even those who don't consider themselves to be social media- or tech-savvy will come away with newly developed knowledge, skills and techniques to begin implementing immediately. This will be valuable whether you're a social media newbie or a seasoned practitioner.

Instructor: Kerry Shearer is former Sacramento County Public Information Officer and a consultant specializing in social media.

Thursday, January 12, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Thursday, June 15, 2017 10:00 a.m.–3:30 p.m.
Contra Costa ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Make informed decisions about the use of public resources

Financial Management: Debt and Investment of Public Funds 117

Elected and appointed officials make critical decisions on the issuance and administration of debt, and the investment of public funds, but may have little experience or depth of knowledge on this complicated subject. This class provides a foundation on understanding debt, debt capacity, options, and county policy on debt. It examines the fiduciary responsibilities of elected and appointed officials and then explores investment of public funds. An overview of prudent investment policy, portfolio strategy and the role of the investment advisors are also explored. *Eligible for MCLE credits for members of the Bar.*



Instructors: Experts from the CSAC Finance Corporation.

Thursday, April 27, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

EMERGING ISSUES

A series of courses exploring trends in long-term policy issues



These seminars provide county decision-makers an opportunity to explore emerging trends with colleagues and experts. Brief presentations examine facets of the issue and allow ample opportunity for discussions on the resources, capacity and authority available for counties to work toward solutions.

Policy and governance in the emerging era of shared economies

Emerging Issues: The Sharing Economy 405

The sharing economy is breaking the mold for the way goods and services are provided by private companies in our state. In doing so, it's challenging existing models for county business licenses, tax collection, land use designation, and other county ordinances seeking to protect public health and safety. This session will review how vehicle, residential units, office space, and other shared economy services are helping or hurting the bottom line. Case studies will be offered to illustrate how counties are tackling the problems and finding ways to make the shared economy work for their benefit in county service delivery.

Thursday, January 26, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Elected Officials/Staff

The context of county-state revenue relationships

Financing California Counties: The History 151

Have you found yourself overwhelmed trying to understand the county revenue sources and funding streams? And how we ended up with this complex system? This course provides an in-depth examination of the history of county revenue sources and how they have evolved. Exploring the context of county funding decisions by Legislative and the Administration over the last 40 years is critical in understanding the current state-county funding and revenue relationships. The class examines the history and consequences of major elements in county revenues including: Proposition 13, 172, 1A, Vehicle License Fees, Realignment, ERAF, property tax allocations, current year State budget and more.

Instructor: Diane Cummins is Special Advisor to the Governor on State and Local Realignment.

Friday, January 27, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

The impact of GASB 34 for local governments continues to reverberate

GASB Financial Reporting Requirements 364

GASB 34, *Basic Financial Statements – and Management's Discussion and Analysis* – continues to change the way counties prepare and review their financial reports. This course will build your understanding of GASB 34, and provide an update of GASB-related pronouncements, exposure drafts and future agenda items. Participants review key concepts such as basic financial statement formats, reconciliations of government-wide financial statements to the funds financial statements, note disclosures and infrastructure capital assets. The class also highlights accounting, financial reporting and disclosure issues; new pension standards: GASB 67 and 68; and review of the county Comprehensive Annual Financial Report. *Eligible for CPE credits for CPAs.*

Instructor: Gary M. Caporicci, CPA CGFM is a senior partner and co-founder of Caporicci & Larson, Certified Public Accountants.

Thursday, March 9, 2017 9:30 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Today's county workforce has people in their 70's, in their teens and everywhere in between

Intergenerational Leadership 129

For the first time in history we find ourselves working with people from five distinct generations. In today's workplace we have to understand, communicate and interact with people from different eras, different values and habits, and fundamentally different ideas about life! This class focuses on understanding and practicing how to integrate deeper generational insights into practice. Participants do self-assessments of their eras and their own values. They profile their work environments to discern the complexity of the generational mix. Most importantly they learn a unique set of skills and processes to employ when encountering people whose values, habits and business practices may be at odds with their own. This workshop provides participants skills to blend generations to get the best from everyone.



Instructor: Larry Liberty, Ph.D. works with Fortune 500 companies and teaches in MBA programs across the globe, and is author of *The Maturity Factor – Solving the Mystery of Great Leadership*.

Thursday, February 16, 2017 10:00 a.m.–3:30 p.m.
 Contra Costa ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Friday, April 21, 2017 10:00 a.m.–3:30 p.m.
 Merced ♦ \$129/person for counties ♦ 3 credits ♦ Managers/Executives

Information Technology Courses for IT Managers and Directors



CSAC Institute and the California County Information Services Directors Association have partnered together to offer a series of professional development courses for managers and executives in county technology. The courses are part of the requirements for the *California*

County Technology Executive Credential. For more information on the IT Credential, please visit: www.ccisda.org.

Create better value for – and relationships with – IT customers

IT Performance Metrics & Customer Value Management 342

County governments create value for citizens through the services they deliver. Doing so effectively and efficiently not only requires a keen understanding of how government service quality is impacted by the internal systems and processes which enable them, but also requires establishing metrics around these systems and processes in order to measure performance - after all if it isn't measured, it isn't managed. This facilitative course is designed to help county IT professionals understand the metrics that matter. By taking a customer-centric approach, participants will understand how to establish metrics across IT services, applications, and infrastructure,

optimize performance over time, and communicate the benefits realized to the rest of the organization through a series of interactive discussions, group activities, and individual exercises.

Thursday, February 2, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ IT Managers/Executives

Enable organizational innovation with IT solutions customers want

IT-Led Business Innovation 343

Innovation in public sector organizations is typically focused on cost reduction and internal service optimization, rather than driving top-line growth through disruptive technologies, as is the case in the private sector. In order for County IT departments – and CIOs – to take their position as innovation drivers, they must move beyond the effective delivery of core services and become true strategic partners; the business must look to IT for input on solving business problems and driving the organization forward. This course is designed to help County IT leaders to gain and manage the time, resources, and processes of innovation to use IT staff ideas and enable organizational innovation. They will learn to assess IT alignment with the organization, understand the innovation management process, gain and develop organizational diversity of experiences and idea exchange capabilities, and enable strategic resource allocation. Leaders will learn how to move from trusted IT operator to organizational innovator.

Thursday, April 6, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ IT Managers/Executives

How is IT service deliver positioned in your county? On the mark?

IT Service Management 343

IT exists in large measure to support other parts of the county-our internal customers. However, many IT departments do not approach IT delivery through a customer-service lens. Instead they focus on maintaining performance levels and reacting to requests. As cloud services proliferate, county leaders have more options available to procure IT services. By taking an "order taker" posture in this dynamic, IT functions risk being outsourced altogether, compromising the unique value they can provide the organization. This course will enable county IT leaders to properly position themselves against these external options, by helping them identify their current level of IT customer-service sophistication, and instilling the knowledge, tools, and templates required to institute a proactive IT service management operation.

Thursday, June 1, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ IT Managers/Executives

Build collaborative relationships with county contractors and CBOs

The Ins and Outs of Monitoring County Federal Grant Recipients 397

new This course provides tools to assist counties which provide funding as a pass-through entity to various subrecipient nonprofit organizations. Participants will discuss the concepts of indirect costs vs. supporting services and program costs vs. direct costs as well as criteria to consider when reviewing financial statements in conjunction with program reports. Participants will also discuss the uses of performance measures and the effect of the Uniform Guidance on subrecipient monitoring. Participants should bring questions about nonprofit financial statements they have encountered as part of their review and

analysis of nonprofit financial statements. *Eligible for CPE credits for CPAs and MCLE credits for members of the bar.*

Instructor: Laura Lindal, CPA, is an experienced auditor and an instructor for the California CPA Education Foundation.

Thursday, February 23, 2017 9:30 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Managers/Analysts

Employees are every county's largest budget item

Labor Relations and Negotiations in Local Government 153

The class examines the basics of labor relations in the county environment. Laws and regulations affecting public-sector employment and labor relations in California are examined along with techniques to build and maintain effective and productive relationships with employee groups. The class explores the various roles in labor relations and labor negotiations along with pitfalls to avoid in working with labor representatives. Techniques are examined for maintaining productive relationships with employee organizations during difficult times. *Eligible for MCLE credits for members of the Bar.*

Instructors: Richard Whitmore and Richard Bolanos are partners with Liebert Cassidy Whitmore and work extensively with local governments on labor relations

Thursday, March 16, 2017 10:00 a.m.–3:30 p.m.
 Contra Costa ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Why change efforts fail - and how to remove those barriers

Leadership & Change: Practices to Move People and Organizations 124

County officials and managers discuss the need for change in their organizations, yet struggle when change is difficult to accomplish within the depths of the organization. This course helps participants move past technical solutions to the practices for approaching adoptive challenges. Discussion highlights why some changes happen relatively quickly while others are stymied. Participants explore change from the perspective of those whom the change affects. Practical discussions focus on design of a change process; practices to diagnose, interpret and select interventions; barriers; and creating an environment in which people can expand their capacity to address adaptive change.

Instructor: Bill Chiat, Dean of CSAC Institute. For the last 35 years he has worked with hundreds of local agencies in crafting change.

Thursday, January 19, 2017 10:00 a.m.–3:30 p.m.
 Contra Costa ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Friday, May 19, 2017 10:00 a.m.–3:30 p.m.
 Merced ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Enhance interpersonal leadership skills

Leading with Emotional Intelligence 128

What characteristics and practices distinguish great from good performers? What evidence based practices should be part of your daily routine to be a high performer? We will answer these questions from a 30 year data base and research of top performance as we dive into the four areas of Emotional Intelligence (EI): 1) Understanding Yourself, 2) Managing Yourself, 3) Understanding Others and 4) Managing Others. You will take an assessment to determine your EI strengths. Hands on tools to enhance your EI will be explored.

Emotional Intelligence is a prime factor to one's success when compared to Intelligence Quotient (IQ) and technical expertise. Business simulations, practices sessions, videos and group discussions will help participants enjoy, engage and learn more.

Instructor: Relly Nadler, Psy.D. is founder of True North Leadership, Inc., and author of *Leading with Emotional intelligence.*

Thursday, March 23, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Friday June 9, 2017 10:00 a.m.–3:30 p.m.
 Riverside ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

*JPA-Special Districts-MPO-LAFCo-COG-Cities-CSA-MAC:
 What do they all do?*

Local Governance in California: All Those Agencies! 150



California has a complex system of providing services through local governments. This course provides an overview of local government structure and responsibilities in California. You'll learn the basics of all the local agencies and how they interrelate with county responsibilities. A brief history of California governance is followed by a review of the roles and responsibilities of the state, cities, counties, special districts and an alphabet soup of other local agencies.

Discussion highlights the authority and responsibilities of the county as it relates to other agencies through a county case study on the interrelationships of all these local agencies.

Instructor: Bill Chiat, CSAC Institute Dean, former executive director of the California Association of Local Agency Formation Commissions and experienced executive in county, district and city governments.

Friday, January 20, 2017 10:00 a.m.–3:30 p.m.
 Merced ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Thursday, June 22, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Facilitate conflict constructively

Manage Conflict (Even Hostility) in Comfort 360

Conflicts and disagreements are a fact of life. They can contribute to better outcomes or can lead to an escalating situation. Transform the most difficult circumstances into a satisfying experience for all involved. This course helps County elected officials and executives identify constructive approaches to positively managing conflict whether from the dais, in a meeting, or one-on-one. Participants analyze their own response to conflict and develop tools to quickly assess and respond to difficult situations and create practical, positive outcomes.



Instructor: Dr. Laree Kiely is president of the Kiely Group, a professor at the USC Marshall School of Business.

Friday, January 13, 2017 10:00 a.m.–3:30 p.m.
 Riverside ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Thursday, April 20, 2017 10:00 a.m.–3:30 p.m.
 Contra Costa ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Achieve outcomes in everyone's best interest

Negotiations and Collaboration in Complex Environments 356



Negotiation is “a back and forth interaction among two or more people who wish to arrive at a mutually agreeable outcome where the parties have some interests in common and some that are opposed.” This definition from Fisher and Ury’s book *Getting to Yes* describes most “Public Good” negotiations. Solution-Based Negotiation teaches participants how to achieve the most beneficial outcomes for all negotiating parties while ensuring the outcomes are in the best interest of the public while the negotiating parties’ relationships end positively. This course covers the most current tried and tested behaviors in the field of negotiation and gives you tools that will be immediately useful in your work. Best of all, it can help you serve your constituents in the best possible ways without needless compromise.

Instructor: Dr. Laree Kiely is president of the Kiely Group, and professor at the USC Marshall School of Business.

Thursday, March 2, 2017* 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Friday, June 16, 2017 10:00 a.m.–3:30 p.m.
 Merced ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Negotiation practices in difficult situations and with difficult people

Advanced Practices in Negotiations 384

This advanced course is designed to enhance and deepen the skills of those with negotiations experience. Whether applied in labor relations, conflict resolution, contracts, intergovernmental agreements and hundreds of other situations – this advanced course takes your negotiation practices to the next level. The class focuses on understanding and applying the 21st century framework for negotiation success even in very difficult situations and with very difficult people. Participants will explore and apply tools in typical negotiation challenges including scarce resources, rigid timeframes, emotionally charged issues, power struggles and multiple negotiators. Practical strategies and tools for difficult people and complex situations will highlight the class discussions. Participants will have hands-on experience with advanced tools and how to develop their “going forward” plan in a variety of situations.

Instructor: Laree Kiely, Ph.D. is president of the Kiely Group and professor at the USC Marshall School of Business.

Friday, March 3, 2017* 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

** Take these two top negotiations classes on back-to-back days!*

Detailed overview of public safety realignment funding streams

Realignment 301: Public Safety Funds and Realignment Funding 307b

This course covers in-depth the law enforcement accounts from the 2011 realignment. It includes a review of: statutory changes; actual revenue results; the “base” calculations for each account; how base and growth



amounts are distributed to each state level account; how amounts are distributed to counties; and the formulas and the data behind the formulas. Important lessons about the dynamics of realignment from Health and Social Services Realignment 1991 and 2011 are shared. Tools are introduced to project and track county revenues and examine what county staff should consider when budgeting for these accounts in the coming years. The course includes discussions on the risks and opportunities of realignment for law enforcement and the strategic investments counties have undertaken. Participants examine what’s next, including possible legislative changes to realignment.

Instructors: Dorothy Thrush, Public Safety Group Finance Director, San Diego County and Elizabeth Howard Espinosa, Partner, HBE Advocacy.

Thursday, February 16, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

How to create complex decision-making processes that work

Stakeholder Engagement: Does it always have to be so messy? 372

Most of us have experienced decision-making as a single-step process—just do it! There is much more to effective problem solving and decision-making. In this best practice course you'll learn how to design and lead effective decision-making processes with multiple stakeholder groups. Participants explore tips and best practices - and the messy traps to avoid. This is a key, but elusive, skill necessary for all managers in today's fast-moving environment. It reveals both the fundamental systems at work in high-performing organizations, as well as the specific day-to-day things leaders can do to sustain high levels of success for themselves and their organizations.



Instructor: Eric Douglas is an author, entrepreneur and facilitator who's designed and led stakeholder processes in many sectors, including water, health care, energy, and public safety.

Friday, May 19, 2017 10:00 a.m.–3:30 p.m.
 Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

We depend on it ... How does that state budget process work??

State Budget 101: What Counties Need to Know 396

Did you ever wonder how the Governor made that budget decision or why it changed it in May? Or do you want to find out how the Legislature changes the Governor’s proposal or how counties can influence either the Governor or the Legislature? This is the class where you can learn the budget basics and answers to those questions and so much more. Learn about who influences – and how they do it – the state budget process, policy and politics. It’s an inside look at a complex process which influences virtually every aspect of county operations. Learn about how to find and interpret budget information and a few tips about influencing the budget decisions.

Instructors: Diane Cummins is Special Assistant to the Governor for state and local finances and has worked in both the executive and legislative branches on the budget; Jean Hurst is Principal with HBE Advocacy and long-time legislative advocate on local government finance.

Friday, February 17, 2017 10:00 a.m.–3:30 p.m.
 Merced ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Storytelling is one of life's most powerful skills

Storytelling and Other Leadership Practices in the Art of Persuasion

378



Persuasion has been identified as an attempt to evoke a voluntary change in the attitude or behavior of another person. Effective leaders are able to tell stories that speak to others and markedly influence their behaviors. Through hands-on activities the class explores elements of story-telling and how to construct and use stories in the practice of leadership. Participants examine case studies and experiences to develop their own stories. Other practices examined include metaphors, humor, reciprocity, contrast and conformity. These tools are

placed in the context of enhancing the transaction between leader and follower and authentically hearing the needs of listeners.

Instructor: Bill Chiat is Dean of the CSAC Institute and has been a practitioner of leadership (and storytelling) for 35 years.

Friday, March 10, 2017 10:00 a.m.–3:30 p.m.
Riverside ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Friday, April 7, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Innovations in creating and funding youth development programs

Supporting the Next Generation – Collaborative Approaches and Funding to Support Youth

321

new

This course will address the pressing challenges facing counties related to low-income youth and their families. County leaders will learn from their peers about a range of funding, programmatic solutions and partnerships in the following areas: advancing youth health, development and workforce-readiness; crime and truancy prevention; supporting the needs of homeless and foster youth; and developing sustainable funding streams to support youth. Strategies will be shared to: assess and prioritize the most pressing issues concerning low-income youth and their families; identify collaborative opportunities that leverage existing community resources to advance the well being of youth; identify policy options to address high priority issues; steps and strategies to establishing a successful children's fund; and applying lessons learned from other counties.

Instructors: County Supervisors and experts from the Institute for Local Government.

Friday, March 24, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Build organizational capacity from within the county

Talent Development and Succession Planning

380

This interactive course will confront the "retirement wave" of baby-boomers leaving local government and explore strategies and best practices to create effective leadership development and succession planning programs in county government. The course includes case examples, small



group discussions as well as presentations. Discussion highlights: workforce demographic challenges facing county government; why talent development and succession planning are key to building organizational capacity, especially in tough times; steps to get started; and best practices and lessons learned from leadership development and succession planning programs.

Instructors: Dr. Frank Benest, former city manager of Palo Alto and a noted expert in succession planning. Donna Vaillancourt is the Human Resources Director for San Mateo County.

Friday, May 5, 2017 10:00 a.m.–3:30 p.m.
Riverside ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

Prepare for organizational scandals and crises

When Bad Things Happen: Managing the Media in Crises and Emergencies

357

Counties are prepared for natural disasters ... but what about federal and state investigations, embezzlement of county funds, arrest or death of an official, program failure, scandals uncovered and other unexpected situations. Are you prepared? This course focuses on the communications principles required to respond to organizational crises. Case studies are analyzed to identify successful and unsuccessful agency responses. A specific set of steps are examined to prepare a communications response, including role assignments, strategies and tactics which target affected audiences, key messages which tell the county's story, and delivering the response via the media and other communications vehicles. Techniques are shared for response options, sample messages, understanding media perspective and how to avoid common pitfalls and missteps.



Instructors: Sheri Benninghoven, APR is President of SAE Communications. Scott Summerfield is an expert in public agency strategic communications.

Thursday, May 11, 2017* 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

* Also see "Leadership in Crises" on Friday, May 12

Manage county resources effectively and efficiently

World Class Contracting, Contract Management and Procurement

392

Every County or public entity requires the effective procurement of goods and services in order to successfully achieve its mission, business objectives and meet the needs of its constituents. This class provides insight into fundamental principles of public contracting and procurement, the role of contracting and procurement within your organization, as well as, best in class strategies which lead to effectively and efficiently meeting your requirements. Discussion will cover the principles and key elements of contract management and procurement process, and will provide participants a broad understanding of various contracting approaches, best practices, and will discuss practical examples of contract monitoring tools and templates. Prior and during this session, participants will be invited to submit specific contracting and procurement situations and questions, which they would like to be discussed during the session.

Instructor: Jack Pellegrino, CPCM is the Director of Purchasing and Contracting for the County of San Diego and an Instructor at San Diego State University. He is a Certified Contracts Manager.

Thursday, June 8, 2017 10:00 a.m.–3:30 p.m.
Sacramento ♦ \$129/person for counties ♦ 3 credits ♦ Staff/Elected Officials

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CSAC Institute for Excellence in County Government is a professional, practical continuing education program for senior county staff and elected officials. Its goal is to expand capacity and capability of county elected officials and senior staff to provide extraordinary services to their communities. The Institute was established in 2008 and is part of the California Counties Foundation, Inc. and the California State Association of Counties (CSAC). Over 4,000 county staff and elected officials have taken courses. The Institute is supported by CSAC, the California Counties Foundation (a 501(c)(3) charity), grants from organizations and foundations, and course registration fees.

Course Locations

Sacramento – Courses are held in downtown Sacramento at the Sacramento Masonic Temple (1123 J Street).

Riverside – Courses are hosted by the County of Riverside and held at the Riverside County Innovation Center (3450 14th Street) in downtown Riverside.

Merced – Courses are hosted by the County of Merced and held at the Child Support Services training room (3368 North Highway 59) in Merced.

Contra Costa – Courses are hosted by the County of Contra Costa and held at the Department of Conservation and Development (30 Muir Road) in Martinez.

Course Registration and Fees

Registration – Course registration is done on-line. *Advance registration is required.* Because of limited class size we cannot accommodate registration at the door. To register for a class please visit www.csacinstitute.org. Please contact Institute Registrar with any registration questions or problems.

Fees – Course tuition includes instruction, materials, certificate and lunch (for 3-credit classes). All county staff and officials are eligible for the special county rate of \$129/class. Staff from county-partnered CBOs, CSAC Partners and Premier Members, and CSAC Affiliate Members are also eligible for this special registration rate. On a space-available basis, courses are open for others to attend. Regular registration fee is \$351/class.

Discounts – Reduced tuition is available to county staff and officials when registering for three or more classes at the same time or with the purchase of the Credential Package. Save at least 15% with these options.

The Institute is developing an additional package for counties to save on registration fees. Soon counties can purchase a bulk package of course registrations at a discount to distribute to staff. For more information, please contact the Institute Dean.

Contact Us

Institute Dean - Bill Chiat bchiat@counties.org

Institute Training Program Coordinator – info@csacinstitute.org

916/327-7500

www.csacinstitute.org Check the Institute website for updated information, course schedules and resource materials, including materials from many of the Institute’s most popular classes.



COST-EFFECTIVE SOLUTION FOR COUNTY ELECTED OFFICIALS AND SENIOR STAFF PROFESSIONAL DEVELOPMENT

Registration fees includes professional instruction, course materials, certificate and lunch

Course schedule and descriptions subject to change. Visit www.csacinstitute.org for:

- * Up-to-date schedule and course information
- * Special class and workshop additions
- * Institute Credential Programs
- * Institute Fellows





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Results First

Background:

In August 2013, Results First began working with a select group of California counties to implement this approach—which had previously been applied only at the state level—to inform the use of criminal justice dollars under 2011 Realignment. The four pilot counties (Fresno, Kern, Santa Barbara, and Santa Cruz) successfully implemented the Results First tools and approach and have used them to: target \$4.7 million to effective jail and probation programs; restructure county grant-making practices; and begin to implement long-term funding protocols that reflect the change in culture toward one of evidence-based policymaking.

CSAC partnered with Results First in August 2015 in an effort to support county leaders as they engage in evidence-based policymaking. The goal of the CSAC-Results First partnership is to develop in-state capacity to support California county leaders who seek to invest in programs that will produce the best outcomes for residents and the highest rate of return on the counties' investments.

Working closely with the Results First team, CSAC staff brings the Results First tools and training protocols to partner jurisdictions and provides several levels of technical assistance and policy support to California counties. Since its inception, the hub has partnered with two additional counties (Santa Clara and Ventura) and is supporting two original partner counties (Santa Cruz and Kern) as they expand their Results First work to juvenile justice programming. The hub continues to provide support to current partners as they continue their adult criminal justice work, and is actively engaged in the process to identify and assess the capacity of interested jurisdictions (Kings, Solano, and Nevada) to join Results First.

The CSAC-Results First technical assistance hub is currently supported by remaining Realignment Training funds and Results First staff and consultants. We propose to expand hub capacity to support four additional jurisdictions per year, develop county-specific technical resources that address the unique needs of California counties, and host annual meetings of participating and prospective partner counties to share lessons learned and develop new skills.

Levels of Service:

In partnership with Results First, CSAC will build on counties' successes to date by: providing ongoing support to Santa Barbara, Santa Cruz, Kern, and Fresno as they continue to use the approach in the adult criminal justice area and expand their analyses to additional policy areas; and offering three distinct levels of technical assistance to prospective counties:

- Evidence-based programming help desk. Provide ongoing assistance to counties in navigating and using the Results First Clearinghouse Database to answer questions about evidence-based programs (unlimited number of counties).
- Program inventory and policy support. Formal partnerships to assist counties to create and use the program inventory and make the most of the national research on program effectiveness in, but not limited to, adult criminal justice (approximately two counties per year).
- Program inventory, benefit-cost model, and policy support. Formal partnerships to assist counties in creating the program inventory and customizing the Results First benefit-cost model with county data to inform adult criminal justice decisions; counties would begin in the adult criminal justice policy area, but could expand to juvenile justice, child welfare, and/or community-based behavioral health programming in a subsequent phase (approximately two counties per year).

In the last six months, we have worked closely with Results First staff and consultants to learn the Results First tools and protocols, build relationships with current county partners, and coordinate the expansion of the county pilot to additional counties. CSAC has also worked closely with the first cohort of counties to develop cementing plans (e.g., request for proposal and board resolution language) at the request of the counties. CSAC has assisted Santa Barbara County in building a funding protocol to hold agencies at a higher standard of evidenced-based practices. With Results First guidance, we will begin to provide direct support to counties as they develop the program inventory in October 2016. By January 2017, CSAC staff will transition to leading county engagements in Level 1 (program inventory) and leading program inventory working groups for county engagements in Level 2 (program inventory and model). Throughout the partnership, CSAC and Results First will collaborate to identify new county partners, address technical and policy challenges, disseminate resources, and develop strategies for serving county leaders as efficiently and effectively as possible.

DLR Group

DLR Group is an integrated design firm providing architecture, engineering, planning and interior design services. We are one of the few large design firms in the nation that specialize in Justice and Civic design, and have been privileged to be a preferred partner of counties throughout California for over 50 years. We have master planned and designed numerous civic buildings and courthouses, detention/corrections/public safety facilities, community amenities, and educational campuses across the state from offices in Sacramento, Los Angeles and Riverside. Clients work with us repeatedly because we hold true to our promise to elevate the human experience through design using our collaborative approach: listen.DESIGN.deliver. For more information, visit www.dlrgroup.com.

Contact:

Tracy Librea-Asunto, Business Development

CSAC Executive Committee Report – 1.12.17

Corporate Partnership Program

The Corporate Partnership Program has continued its growth pattern from the last few years. 2016-17 began with 56 partners, including 24 Premier, 6 Executive, and 26 Associate. Since our last report, we are now at 65 Partners, with 26 Premier, 8 Executive and 31 Associate. With half the year left we will continue to strive for more.

Annual Meeting highlights - We had a great end to the year with our partners involved at the CSAC Annual Meeting. Many were involved in our exhibit hall, general meetings and workshops, various receptions and the CSAC Partner breakfast. Speaking of the exhibit hall, it was our largest expo in five years and looks to net around \$40,000. Thank you again for your interaction with our corporate partners throughout the week.

Premier Leadership Forum – by now you have received the invite and registration link to our upcoming Premier Leadership Forum in San Diego, February 8-10. Please be sure to complete the registration process. The agenda is looking great and our Premier partners are looking forward to spending time with you next month.

Regional Meetings – These one day regional events are designed to bring together members and leaders from counties, our CSAC Executive and Advocacy Team members and our Premier and Executive level partners. The meetings are designed around a policy issue of interest in each region; panels and round table discussions help foster the sharing of information and creative solutions critical to excellent county governance. Our next Regional Meeting is scheduled for March 8-9, Kern and surrounding Central California Counties.

Partnership Program and Finance Corporation Program - We continue to work closely with the CSAC Finance Corporation to leverage and strengthen the marketing strategy and elevate understanding of the available Finance Corporation revenue programs as well as CSAC corporate partners. The strengthening of this relationship will further open strategic opportunities to leverage the networks and revenue growth to benefit counties.

Thank you again for your support of our Partnership Program.

Respectfully submitted,

A handwritten signature in cursive script that reads 'Jim'.

Jim Manker
CSAC Director of Corporate Relations

Premier Partners (as of 1.4.2017)

1. Aetna

Josh Miller, Director of Sales and Service
2850 Shadelands Dr.
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2. Alliant Insurance Services, Inc.

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3. Anthem Blue Cross

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4. Argyle Security

Buddy Johns, President & CEO
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www.isisecurity.com

5. CaliforniaFIRST

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6. California Statewide Communities Development Authority

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9. CSAC Excess Insurance Authority

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10. Dell | Enterprise Solutions Group

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15. Hewlett Packard Enterprise

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16. Kaiser Permanente

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20. Pacific Gas & Electric Company

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21. PayPal

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22. Renovate America, HERO Program

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23. Synoptek

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26. Vanir Construction Management, Inc.

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4. KPMG

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7. Southern California Edison

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3. Corrections Corporation of America

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4. Customer Service Advantage, INC.

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9. GreenbergTraurig

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10. Hospital Council of Northern & Central California

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15. Managed Care Systems, LLC

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21. Raymond James

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26. Tetrus Corporation, Inc.

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27. Thomson Reuters

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28. Union Pacific Railroad

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29. Union Supply Group

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30. Xerox Corporation

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31. Ygrene Energy Fund

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January 12, 2017

TO: Members, CSAC Executive Committee
FROM: Matt Cate, Executive Director
SUBJECT: Appointment of CSAC Treasurer, NACo Board of Directors and Western Interstate Region (WIR) Board Representatives

The CSAC Officers met in December to consider county supervisors to serve as CSAC Treasurer, NACo Board of Directors representatives and NACo Western Interstate Region (WIR) Board representatives. Following are Officer recommendations for 2017:

CSAC Treasurer
Ed Valenzuela, Siskiyou

NACo Board of Directors
Richard Forster, Amador
David Rabbitt, Sonoma
Oscar Villegas, Yolo

NACo WIR Board
Craig Pederson, Kings

**CSAC POLICY COMMITTEE
CHAIRS AND VICE CHAIRS
2017**

(as nominated by CSAC Officers)

ADMINISTRATION OF JUSTICE

Federal Glover, Contra Costa, Chair

Alfredo Pedroza, Napa, Vice Chair

AGRICULTURE, ENVIRONMENT & NATURAL RESOURCES

Bruce Gibson, San Luis Obispo, Chair

Sheri Brennan, Tuolumne, Co-Vice Chair

Phil Serna, Sacramento, Co-Vice Chair

GOVERNMENT FINANCE & ADMINISTRATION

Erin Hannigan, Solano, Chair

Judy Morris, Trinity, Vice Chair

HEALTH & HUMAN SERVICES

Ken Yeager, Santa Clara, Chair

Candy Carlson, Tehama, Vice Chair

HOUSING, LAND USE & TRANSPORTATION

David Rabbitt, Sonoma, Chair

Lisa Bartlett, Orange, Co-Vice Chair

Bob Williams, Tehama, Co-Vice Chair



California State Association of Counties®

DRAFT CSAC 2017 STATE AND FEDERAL ADVOCACY PRIORITIES

Each year, CSAC’s Board of Directors sets the Association’s state and federal advocacy priorities. These priorities, adopted with the input of policy committees, the CSAC Officers, the Executive Committee, and our affiliates, will guide CSAC’s advocacy efforts in 2017 both in Sacramento and Washington DC.

California continues to outpace the rest of the country in many measures as the nation enters its eighth year of economic growth, but there are signs that the expansion could soon end. Counties and the vital services they provide will be at the forefront of a changing economy, so CSAC will collaborate with the Legislature and Administration to advocate for continued investment in vital infrastructure and healthy communities, protecting counties’ abilities to provide services and govern the state’s diverse communities. Moreover, CSAC’s work doesn’t end when major laws are enacted; in 2017 we will continue our vital role helping counties implement recent statewide reforms, legislation and ballot measures.

Accordingly, the CSAC 2017 state advocacy priorities are organized around three concepts, including: **Investing in Infrastructure and Creating Healthy Communities, Implementing and Improving Statewide Policies and Defending County Interests.**

STATE PRIORITIES AT A GLANCE

Investing in Infrastructure and Creating Healthy Communities

- | | |
|-----------------------------------|--------------------------------------|
| Transportation Funding | Bail Reform |
| Homelessness & Poverty | Resource Recovery & Waste Management |
| Housing Affordability | Water Resources |
| Climate Change | Native American Affairs |
| Forest Health and Land Management | |

Implementing and Improving Statewide Policies

- | | |
|---------------------------------|---------------------------|
| Cannabis Issues | Foster Youth Services |
| Continuum of Care Reform | Body Cameras |
| Domestic Violence Intervention | Redevelopment Dissolution |
| In-Home Supportive Services MOE | Proposition 57 |

Defending County Interests

- | | |
|---------------------------------------|-----------------------------|
| Potential Affordable Care Act Changes | Electronic Jail Visiting |
| CalPERS’ Healthcare | Local Tax Authority |
| CalPERS’ Risk Mitigation | Mandates Reimbursement |
| Collective Bargaining | Open Data & Public Records |
| Elections Administration | County Governance Authority |

INVESTING IN INFRASTRUCTURE AND CREATING HEALTHY COMMUNITIES

Local policy, budgetary, and fiscal decisions that spur the economy and improve the quality of life in communities are most successful when complemented by incentives and resources provided by state and federal governments. Investing in infrastructure and other policies and programs that create healthy, sustainable, vibrant, and safe communities is essential to quality of life and economic prosperity throughout California. CSAC is committed to working with the Legislature and Administration to ensure that state resources for infrastructure and programs are invested in a way to create and support healthy, sustainable communities within our counties.

Transportation Funding (Housing, Land Use and Transportation). The Special Session on Transportation and Infrastructure Development came to a close on November 30 without action by the Legislature on a comprehensive, sustainable and robust transportation funding and reform deal. While extremely disappointing that the Legislature and Governor were unable to use the unique opportunity that a special session provides – singular focus on an issue without distraction by other policy matters – legislative leaders and Governor Brown recently penned a letter committing to taking up the issue first thing in the 2017 legislative session. CSAC is already working with our partners in the Fix Our Roads Coalition to reassess the political landscape and reevaluate our strategy moving forward. With a number of new members in the 2017 legislative class, CSAC will continue to rely on the California Statewide Local Streets and Roads Needs Assessment Report to educate members on the importance of the county road system and the deleterious impacts of waiting to pass comprehensive funding and reform to reinvest in our surface transportation infrastructure. CSAC staff will also continue to engage the CSAC Board of Directors, County Supervisors and public works officials for direct advocacy and outreach efforts to keep the pressure on until final resolution of this long-sought goal.

Homelessness and Poverty Issues (Health and Human Services). Homelessness issues will remain at the top of the Legislature's agenda, partly based on the fact that California's poverty and homelessness rates remain among the highest in the nation, affecting all Californians including children, adults, veterans, and seniors. CSAC will continue to leverage the policy expertise of the health and human services, housing, land use, and transportation, and administration of justice policy committees and staff, as well as continue our collaboration with the League of California Cities on the Joint City-County Homelessness Task Force to examine issues and solutions for housing and homelessness, with a goal of offering a comprehensive solution that will help local jurisdictions address the issue at the root of the problem.

CSAC will also continue to work hand-in-hand with the California Department of Housing and Community Development on the new No Place Like Home Program, which will provide \$2 billion in bond funding to counties for building or refurbishing permanent supportive housing for those who are homeless and living with mental illness. CSAC will also work to minimize the local effects of the Mental Health Services Act diversions, which are used to pay for the debt service on the bonds. Lastly, CSAC will continue working with all counties on communication and education efforts related to homelessness issues, including featuring CSAC issue videos, CSAC Institute for Excellence in County Government courses, workshops, regional meetings, and social and web media to ensure the best outcomes for counties and the people we serve.

Supporting the Development of Housing Affordable to All Californians (Housing, Land Use and Transportation). The lack of housing that is affordable to households at all income levels in California has reached a new pinnacle and the Legislature and Governor considered a wide array of policy and fiscal

proposals to address the crisis in 2016. Given the lack of significant progress on either funding or regulatory streamlining, CSAC's HLT Policy Committee staff is prepared to work on this vital issue again in 2017 and is currently exploring a state budget proposal that would provide \$100-\$200 million in one-time grant funds and the creation of a revolving fund to support local planning that complements statewide housing and climate goals. CSAC staff is also part of a number of coalitions working to develop policy proposals to better align state law with our housing goals. These efforts include reviewing changes to development fees and other local financing structures that could further incentivize affordable housing construction at the local level. CSAC continues to support efforts to establish a permanent source of funding for affordable housing, recognizing that policy changes alone cannot replace the need for subsidies to build, maintain and operate affordable housing in California. CSAC will continue to focus on enhancing the supply of affordable housing, through funding and regulatory reform, to alleviate pressures that can contribute to homelessness.

Climate Change (Agriculture, Environment and Natural Resources; Housing, Land Use and Transportation). The Legislature, in 2006, passed Assembly Bill 32, the California Global Warming Solutions Act which created a comprehensive, multi-year program to reduce greenhouse gas (GHG) emissions in California. AB 32 required the California Air Resources Board (CARB) to develop a Scoping Plan that describes the approach California will take to reduce GHG emissions to achieve the goal of reducing emissions to 1990 levels by 2020. Since its passage, AB 32 targets have been updated for 2030 with the new goal of reducing GHG emissions to at least 40 percent below the 1990 level by 2030. As a result, CARB is moving forward with a second update to the Scoping Plan to reflect these new targets. Staff will work in coordination to comment on and participate in the Scoping Plan update process. In addition, CSAC will continue to advocate for additional cap and trade resources to help reduce GHG emissions at the local level. Early draft documents suggest that the Administration continues to focus on unfunded mandates so CSAC must be vigilant in ensuring needed resources for transportation and housing to meet our statewide climate goals. Finally, CSAC will continue to lobby both the Administration and Legislature for additional cap and trade resources to help reduce GHG emissions from the transportation sector.

Forest Health and Land Management (Agriculture, Environment and Natural Resources). CSAC will continue to work with the Administration and stakeholders to implement the Governor's Executive Order on tree mortality. Staff will advocate for local assistance, financial resources, regulatory relief and assistance with outreach and coordination efforts in order to effectively limit the public health and safety risk from dead and dying trees. In addition, CSAC will continue to advocate for funding of on-going Payment-In-Lieu of Taxes (PILT) payments as well as look for future opportunities to ensure the stability of the program.

Bail Reform (Administration of Justice). The nationwide movement toward bail reform is advancing, with several California legislators already declaring plans to introduce legislation in 2017. CSAC will engage in the conversation to ensure that any reforms include a system that utilizes evidence-based risk assessment tools to create a uniform bail decision process with public safety as its highest priority.

Resource Recovery and Waste Management (Agriculture, Environment and Natural Resources). The Administration suspended their efforts to seek an increase to the state's solid waste disposal fee (tipping fee) this year as focus turned to increasing the amount of organic material diverted from our landfills, and the reduction of methane gas – a short lived climate pollutant. This issue will remain critical along with the need for resources to fund additional infrastructure to manage the organics portion of

the waste stream. CSAC staff will focus on working to assist counties with the implementation of organic diversion requirements as well as continue to advocate for resources to assist with this effort.

Water Resources (Agriculture, Environment and Natural Resources). Water issues, including stormwater infrastructure, groundwater management and drought impacts will remain priorities as on-going work and implementation efforts continue into 2017. CSAC remains committed to finding a funding solution for local stormwater programs. Staff will work in coordination with county public works departments to build local political support with County Boards of Supervisors and state legislators, and work to increase public awareness of this critical issue until a successful statewide solution is identified. CSAC will continue to represent county interests throughout the Sustainable Groundwater Management Act (SGMA) regulatory processes in collaboration with the Rural County Representatives of California (RCRC) and in consultation with our joint County SGMA Working Group. Finally, staff will continue to work with the Administration and participate in efforts to implement Governor's Executive Order on drought preparedness, water conservation, and water supply emergency response.

Native American Affairs (Housing, Land Use and Transportation). CSAC staff will continue to use the results of our 2014 tribal gaming survey to influence the renegotiation of the remaining 44 tribal-state gaming compacts from 1999 which are set to expire in 2020 (although they may be extended until mid-2022). CSAC's priorities for the revised compacts, which were reflected in the 13 compacts from 2015-16, include requiring judicially enforceable local mitigation agreements for any new or expanded gaming or related facilities and a more comprehensive tribal environmental review process. Additionally, CSAC will continue to look for opportunities to fund the Special Distribution Fund, which is the only source of mitigation for off-reservation impacts for many counties where tribes operate casinos under 1999 compacts. SDF must be funded or another mechanism developed to mitigate impact existing impacts of gaming enterprises already operating in these counties. Unfortunately, CSAC staff anticipate continued reluctance to doing so until all 1999 compacts have been renegotiated.

IMPLEMENTING AND IMPROVING STATEWIDE POLICIES

The work of the Association does not end when the state enacts new, or reforms existing, laws, ballot measures and programs; it is then that CSAC must ensure counties have the knowledge, resources and tools to implement new laws, ballot measures and programs in the most effective and efficient manner possible. To this end, in addition to continuing legislative and budget work to advance our Association's goals and refine new or existing laws and programs, CSAC is dedicated to providing necessary information and guidance to counties on the myriad programs and policies prescribed by the state and to work with the Administration and Legislature to be the voice of California's 58 counties as implementation moves forward.

Cannabis (Agriculture, Environment and Natural Resources). The passage of Proposition 64, the Adult Use of Marijuana Act (AUMA), legalized the consumption and cultivation of marijuana for recreational use in California. CSAC will work closely with the Administration and the Legislature to ensure that local governments have the information and resources they need to effectively regulate and tax marijuana, if they so choose. In addition, CSAC staff will continue to work on any legislative clean-up efforts relative to medical and recreational marijuana, working to preserve and protect local control and provide adequate funding for environmental and other impacts. Further, education efforts will continue in earnest to ensure elected officials are prepared to make informed decisions regarding implementation of both Proposition 64 and recently passed laws governing medical marijuana.

Continuum of Care (AB 403) Reform Implementation (Health and Human Services). CSAC will continue to focus on the wholesale reform of the group home system in California under AB 403, which requires counties to implement the new system on January 1, 2017. CSAC will continue working closely with county child welfare services, behavioral health, and juvenile probation systems to ensure they are adequately resourced to implement this massive new policy change to improve outcomes for foster and probation youth. CSAC will also continue to convene county affiliates in discussions to ensure coordinated and strategic advocacy efforts and continue the work of ascertaining the fiscal and Proposition 30 implications of the reforms.

Domestic Violence Batterer Intervention Programs (Administration of Justice). CSAC convened a task force to comprehensively review California's Batterer Intervention Program statute in 2016. California's statute lays out a 52-week mandatory program for all domestic violence batterers, but does not provide structure or guidance about what cognitive behavioral treatments need to be provided to reduce recidivism among this population. The task force has convened several experts to discuss key issues like the length of the batterer intervention programs, and statutory clarity to address the criminogenic needs of offenders and improve the outcomes of domestic violence batterers, thereby reducing cases of domestic violence. CSAC plans to sponsor legislation in the 2017-18 legislative session that will reflect the work of the task force and its recommendations on how best to reform the program.

In Home Supportive Services Maintenance of Effort (Government Finance and Administration – Employee Relations and Administrative Services, Health and Human Services). In 2016, CSAC was successful in helping develop a new three-year Managed Care Organization (MCO) fix that prevented a \$1.1 billion loss in state funding and preserved the Coordinated Care Initiative (CCI) pilot project. Our role in 2017 requires CSAC to make strategic decisions calculated to preserve the CCI and effectuate the expansion of the pilot to the remaining 51 counties, which is the first step in eventually transferring collective bargaining for IHHS workers from each county to the state.

Foster Youth Services (Health and Human Services). Foster youth are among the most at-risk populations in California, but recent state law changes, such as expanding eligibility for foster care services from age 18 to age 21, have resulted in additional local costs beyond the cap on county expenditures in current statute. CSAC will work with state and county social services, the Department of Finance, and county counsels on this cost issue, as well as working to assess costs within individual counties. CSAC will also work to ensure that these vulnerable youth have timely access to child welfare and behavioral health services and that their medical and other records are updated and accessible to all youth, the professionals who are serving them, and the youth's caregiver. CSAC will also work to ensure transparency within all systems that serve foster youth.

Body Cameras (Government Finance and Administration – Employee Relations and Administrative Services). The discussion of the expansion of the Public Records Act cannot take place without the inclusion of what will continue to be a trending topic next year: the implementation within public agencies of public safety officer-worn body cameras. CSAC engaged in 2016 on bills that would permit the sharing of footage with the public as well as prescribing employment rights policies on local governments by the state. CSAC will work to ensure that county interests are retained regarding how and when such footage is made publicly available, as well as, seek clarity regarding management of those employees wearing the body cameras.

Redevelopment Agency Dissolution (Government Finance and Administration – Finance and Operations). Counties are key players in the ongoing dissolution of community redevelopment agencies.

CSAC is committed to assisting counties in their multiple roles as successor agencies, oversight board participants and administrators, tax administrators, and property tax increment recipients to ensure consistent and timely communication and coordination among counties, local stakeholders, and the state. This year will be important as oversight board consolidations take place in preparation for the 2018 deadline.

Proposition 57 (Administration of Justice). On November 8, 2016 California voters approved Proposition 57 which amended the California Constitution to give parole consideration to individuals sent to prison for a non-violent felony once they have completed the full term of their primary offense. The initiative defines primary offense as the longest term imposed excluding any additional terms that are added to an offender's sentence such as enhancements, consecutive sentences, or alternative sentences. In addition, Proposition 57 amends the California Constitution to specify that the California Department of Corrections and Rehabilitation (CDCR) has the authority to award credits to inmates for good behavior and approved rehabilitative and educational achievements. Both of these provisions require the Secretary of CDCR to certify that they protect and enhance public safety. Proposition 57's intent is to give offenders an incentive to participate in rehabilitative programs in prison and earn an opportunity to go before the Board of Parole Hearings. CSAC will engage in the development of regulations and the implementation of the initiative with the Administration and CDCR.

DEFENDING COUNTY INTERESTS

CSAC is committed to engaging on policy issues to avoid unnecessary costs and administrative burdens that would make it more difficult to balance our local budgets and provide ongoing services to our constituents. This is particularly, and more acutely true, during times of economic uncertainty. A number of policy, budgetary, and fiscal issues relevant to maintaining an appropriate level of control over local budgets, program, and services occurs outside the legislative arena. As such, in addition to our legislative advocacy, CSAC will engage on the following priorities on behalf of counties by working with stakeholders, the Administration, the executive branch, and the federal government.

Potential Changes to the Affordable Care Act (Health and Human Services). With the election of President-Elect Trump, California's counties must engage on any proposals to repeal or alter the Affordable Care Act (ACA). California draws down about \$16 billion in federal funds – including a large proportion of dollars associated with the ACA – within a total Medi-Cal budget of \$19.1 billion. Further, counties spent between \$1.5 and \$2 billion annually on medical services for the medically indigent before the ACA expanded Medicaid eligibility – a portion of which has been transferred to the state due to county savings as a result of this population transferring to Medi-Cal. The County response will depend on how President-Elect Trump and the new Congress proceed in potentially repealing the ACA in its entirety, or retain parts of it, or develop additional proposals to replace it. CSAC will work with our Washington representatives, county affiliates, and the Brown Administration to respond to any county impacts associated with changes to the ACA.

CalPERS' Healthcare Issues (Government Finance and Administration - Employee Relations and Administrative Services). Many counties contracting with the California Public Employees' Retirement System (CalPERS) for employee health benefits have voiced concerns with the costs and lack of data provided by the System to help counties analyze these costs. In an environment of rising health care costs across the nation, this lack of information is troubling for counties desiring to ensure their employees continue to receive comprehensive health benefits at costs that are fair to the county providing them. CSAC will work with CalPERS and contracting counties to address these concerns.

CalPERS' Risk Mitigation Discussion. (Government Finance and Administration – Employee Relations and Administrative Services). The CalPERS Board of Administration adopted a risk mitigation strategy last November to incrementally lower the discount rate in years of good investment returns, help pay down the fund's unfunded liability, and provide greater predictability and less volatility in contribution rates for employers. Specifically, if investment returns exceed the discount rate (currently 7.5 percent) by four points in any fiscal year, the discount rate will be lowered by a minimum of 0.5 percentage points to a maximum 0.25 percentage points. That excess gain will then offset the employer contribution rates that would usually increase when the discount rate is lowered. CalPERS' staff has projected that the discount rate would most likely decrease to 6.5 percent in 21 years. CSAC will closely monitor the discussion and ensure that the county perspective is heard.

Collective Bargaining (Government Finance and Administration – Employee Relations and Administrative Services) CSAC, in 2016, led a coalition of public employers and education management advocates to defeat AB 2835, which would have required specific union orientations for all new employees. It is expected that this legislation will be reintroduced in 2017 and, as per the usual after major election years and the beginning of another two-year legislative session, public employers will see many bills introduced that threaten the balance between the rights of employees and the inherent management rights of public agency employers. CSAC will fully engage again this upcoming year to ensure that counties as employers maintain the ability to effectively manage their workforces while also maintaining the exemplary benefits provided to their employees.

Court Security Funding (Administration of Justice). CSAC will continue to advocate for trial court security funding for new court facilities built by the state and opened after October 9, 2011. After the passage of the 2011 Public Safety Realignment, court security costs became a state responsibility, and as new court facilities come online many require additional security staffing. CSAC will remain engaged on this issue and work with the Administration to approve the appropriate ongoing funding levels for new court security costs.

Elections Administration Investment and One-Time Funding (Government Finance and Administration – Finance and Operations). The 2016 election cycle was unlike any other in recent history with surging voter registration and numerous statewide and local measures on the ballot. Given the attention to elections administration in this unprecedented election cycle, there may be a narrow window of opportunity to request additional one-time funding for ... pursuant to conversations in the Legislative Budget Committees when AB 120 (which allocated \$16 million to counties) was passed in early 2016. Attention will also be given to the potential chain of special elections called to fill various state and federal vacancies resulting from the new federal Administration or successful bids for new seats by current office holders. At the same time that administrative costs were highlighted, elections equipment and technology are drawing closer to the end of their useful shelf-life in many counties. CSAC will work through partnerships with county elections officials and the Secretary of State's Office to seek an investment plan to ensure current equipment and modern methods are available for elections administration through the next decade.

Electronic Jail Visiting (Administration of Justice). Last year, the Legislature passed but the Governor vetoed legislation that would have mandated counties to provide in-person visiting for all offenders in county jail. While CSAC supports and appreciates the importance of in-person visiting, there were clear issues with the bill and Governor Brown vetoed the legislation stating that it did not provide adequate flexibility to counties and created a strict mandate. CSAC will actively work with the Board of State and

Community Corrections and our local partners on policies that protect counties' flexibility while addressing the needs posed by the Legislature.

Local Tax Authority Protection (Government Finance and Administration –Finance and Operations). As in previous years, CSAC expects numerous bills will be introduced to create tax carve-outs that undermine important revenue streams for counties, including property tax and sales and use tax exemptions. A slowing economy can intensify these efforts especially for proposals that benefit seniors and others living on fixed incomes. In addition, different rules may be sought to give special treatment for online retailers as it relates to transient occupancy tax remittance and remote sales. CSAC will advocate for the protection of current tax revenue streams, including the state sales tax rate portion dedicated to county public safety and health services. Further, CSAC will engage in the developing dialogue regarding the state's tax system with legislators, the Administration, State Controller, Board of Equalization, State Treasurer, and third party stakeholders in an effort to ensure that local revenue authority adequately reflects county service responsibilities under any reform proposal.

Mandates Reimbursement Reform and Debt Repayment (Government Finance and Administration – Finance and Operations). CSAC will actively work with the Administration and local government stakeholders to review the current mandate reimbursement system and identify potential alternatives to establish greater payment security and reduce the potential for payment backlogs on services already rendered. This may include streamlining the approval of reasonable reimbursement methodologies and seeking legislatively-determined reimbursement status, amongst other solutions. In addition, CSAC will maintain the dialogue on efforts to secure repayment of the remaining debt owed to counties for services already rendered due to new or expanded program or service mandates. The previously secured reimbursement for pre-2004 mandated services still leaves approximately \$1.1 billion in unpaid state mandate debt for local agencies statewide.

Open Data and Public Records (Government Finance and Administration –Employee Relations and Administrative Services). CSAC was heavily engaged this year on legislation affecting the Public Records Act (PRA) and the sharing of public data on our county websites. It is expected that the introduction of bills attempting to expand the PRA and provide transparency in county government will not slow down in 2017. CSAC will continue to ensure that county interests on the administrative ability to implement such legislation, as well as working with the Legislature and proponents to determine how to reach these goals, is at the forefront of such endeavors.

Protecting County Governance Authority (Government Finance and Administration –Finance and Operations). Recent legislative interest in local governance models for cities, counties and special districts has increasingly put Board of Supervisors' authority in the spotlight for questions related to board structure, district size and general decision-making powers. This has been the case for charter and general law counties alike. CSAC will advocate for maintaining local authority for budget approval, redistricting, and the existing mechanisms that reflect local voter will for changes to board size, districts, or funding levels to reflect community service needs.

FEDERAL PRIORITIES

CSAC staff, in consultation with Waterman & Associates, developed the following list of federal issues of significance to California's counties. These issues will represent the association's top lobbying priorities in Washington DC for 2017.

As the new administration prepares to begin its tenure, a number of major policy debates are expected to occur early in the first session of the 115th Congress. For example, the Republican-controlled House and Senate are expected to employ an expedited legislative process that would allow for the repeal and replacement of the Affordable Care Act (ACA). The Trump administration also is expected to seek congressional approval of an ambitious infrastructure spending plan, propose significant tax and immigration reforms, and roll back certain environmental regulations. CSAC staff and Waterman & Associates will work collaboratively to address these issues, as well as other emerging topics, throughout the year.

State Criminal Alien Assistance Program (SCAAP) (Administration of Justice). CSAC will continue to serve as a lead advocate in efforts to protect, as well as enhance, the SCAAP program, which is a key source of federal funding for a significant number of California's counties. CSAC will fight to restrict statutory language that authorizes the U.S. Department of Justice to transfer a significant percentage of SCAAP funding to other justice accounts. CSAC also will continue to advocate for a long-term reauthorization of SCAAP and will continue to seek several key changes to the program.

Native American Affairs/Fee-to-Trust Reform (Housing, Land Use and Transportation). CSAC will continue to lead local government efforts aimed at securing a comprehensive legislative overhaul of the Department of the Interior's fee-to-trust process. A number of CSAC-spearheaded reforms were included in legislation that was approved in 2016 by the Senate Committee on Indian Affairs. CSAC will look to build on those reform efforts in 2017.

CSAC will continue to advocate for a number of additional key amendments to S.1879 from the 114th Congress and will work with the House to promote a similar, comprehensive reform package.

Payments In Lieu of Taxes (PILT) (Agriculture, Environment and Natural Resources). CSAC will continue to advocate for a long-term reauthorization of mandatory entitlement funding for the PILT program. In the absence of a long-term renewal, CSAC will support continued full funding for PILT via the appropriations process.

Secure Rural Schools (SRS) Act Reauthorization/Federal Land Management Reform (Agriculture, Environment and Natural Resources). CSAC will maintain efforts aimed at securing a multi-year reauthorization of the SRS program. Absent a long-term program renewal, CSAC will continue to support short-term extensions of the Act. In addition, CSAC will continue to advocate for responsible reforms to federal land management. Such reform efforts should promote healthy forests, protect endangered species habitat, safeguard downstream water quality, improve California's water supply, and reduce the risk of wildfires.

Temporary Assistance for Needy Families (TANF) Reauthorization (Health and Human Services). CSAC will continue to promote TANF reauthorization legislation that would restore state and county flexibility to tailor work and family stabilization activities to families' individual needs. CSAC also supports

maintaining the focus on work activities under TANF, while recognizing that “work first” does not mean “work only.”

Child Welfare Services (Health and Human Services). CSAC will support increased federal funding for services and income support needed by parents seeking to reunify with children who are in foster care. CSAC also supports increased financial support for programs that assist foster youth in the transition to self-sufficiency, including post-emancipation assistance such as secondary education, job training, and access to health care.

In addition, CSAC will work to protect and retain the entitlement nature of the Title IV-E Foster Care and Adoption Assistance programs while seeking the elimination of outdated rules that base a child's eligibility for funds on parental income and circumstances. Finally, CSAC supports federal funding to address the service needs of youth who are victims of commercial sexual exploitation.

Affordable Care Act (Health and Human Services, Government Finance and Administration – Employee Relations and Administrative Services). CSAC will monitor legislative proposals to repeal and replace the *Affordable Care Act* (ACA). California, its counties, and the residents they serve have benefitted greatly from the expansion of Medicaid (Medi-Cal) and the insurance subsidies provided to those individuals and families whose incomes do not qualify them for Medicaid. Those key ACA components and others risk being repealed. CSAC will work to protect the financing of coverage under the ACA and will consider other options to replace the Act which continue coverage and access to care.

Additionally, CSAC will continue to support bipartisan efforts to eliminate the ACA excise tax, which is slated to go into effect in 2020. A number of California counties offer health insurance plans and related programs that will be subjected to the tax on high-cost plans.

Medicaid (Health and Human Services). CSAC will closely monitor potential efforts to block grant or otherwise provide states per-capita payments based on their historical Medicaid spending patterns in return for increased administrative flexibility in designing and administering the program. California continues to be one of the lowest Medicaid spending states based on a per-capita basis, potentially locking the state in to a very low federal allotment. Moreover, to the extent that state administrative and benefit costs exceed what is covered by the block grant, counties are at risk of assuming the financial liability for those costs.

Property Assessed Clean Energy (PACE) Program (Agriculture, Environment and Natural Resources). CSAC supports legislative and administrative remedies that would help expand residential PACE programs. The Federal Housing Finance Agency (FHFA) issued a directive in 2010 that effectively shut down PACE programs in California and across the country. Bipartisan legislation that would prevent FHFA from adopting policies that contravene established state and local PACE laws remains on the table.

Water Resources (Agriculture, Environment and Natural Resources). CSAC will monitor legislative proposals to ensure consistency with CSAC's comprehensive policy direction on water. Given the ongoing drought, various interests continue to pressure California's congressional delegation and the administration to address the state's chronic water shortage. A range of proposals have been floated that would address water transfers, endangered species laws, water quality, and California Bay-Delta protections, amongst others.

CSAC will continue to look for opportunities to promote legislation that would provide a *Clean Water Act* Section 404 permitting exemption for maintenance removal of sediment, debris, and vegetation from local flood control channels and basins.

CSAC also will continue to monitor and support efforts aimed at overturning some of the problematic reforms of Environmental Protection Agency's "Waters of the U.S." regulation.

Remote Sales Tax Legislation (Government Finance and Administration – Finance and Operations). CSAC will continue to advocate for federal legislation that would authorize state and local governments to require tax collection and remittance by remote sellers. As online sales continue to grow, local governments are losing billions of dollars in uncollected sales tax revenue.

CSAC also will oppose legislative efforts that would prohibit state and local governments from imposing taxes on digital goods and services that are taxable under current law. Digital goods and services are online purchases that are downloaded directly by consumers, including music downloads, movies, and newspaper subscriptions.

Victims of Crime Act Funding (VOCA) (Administration of Justice). The Victims of Crime Act (VOCA) Fund is supported by federal criminal fines and penalties. While dollars from fines/penalties comprise the entirety of the fund, congressional appropriators can adjust the cap. While most of the funding is allocated in the form of competitive grants, Cal OES recently established a \$40 million County Victim Services (XC) Program for fiscal years 2016/2017 and 2017/2018, with funds going directly to all 58 counties based on population and violent crime statistics. CSAC will continue to advocate for increased VOCA funding, which helps support domestic violence shelters, services for victims of human trafficking, and other services for victims of violent crimes.

Violence Against Women Act (VAWA) (Administration of Justice). Federal VAWA grants fund direct services to women who are the victims of violent crime. Counties depend on VAWA funds for the community-based organizations that provide services, which include housing, treatment, and other direct-victim services. CSAC supports the highest possible funding level for VAWA grants.

Tree Mortality Emergency Response and Preparedness (Agriculture, Environment and Natural Resources). CSAC will continue to urge the federal government to provide assistance through the Department of Agriculture (USDA) and the Federal Emergency Management Agency to help California address its tree mortality crisis.

Children's Health Insurance Program (CHIP) (Health and Human Services). Current funding for CHIP expires at the end of fiscal year 2016. CSAC supports full funding of CHIP and continuing the 23 percentage point boost in the federal contribution over the normal 65 percent federal match for CHIP. CSAC further supports action on CHIP early in 2017 to allow the State and counties to budget for the upcoming state fiscal year.

Marijuana Policy (Agriculture, Environment and Natural Resources). With the passage of Proposition 64 in November 2016, California has joined seven other states that have legalized marijuana for recreational purposes. As this change in law is not consistent with federal policy on marijuana, there will be several issues, primarily in the areas of banking, finance and taxation that will need to be addressed. It is also unclear how the new administration will respond to legalization efforts, and if there will be attempts to amend or rescind guidance issued by the Department of Justice, known as the "Cole Memo"

that outlines how the federal government prioritizes enforcement of the Controlled Substance Act. CSAC will work with the Governor's office in seeking guidance to address this emerging issue.

Wildfire Funding Reforms. The U.S. Forest Service spends more than half of its budget putting out fires, which leaves significantly reduced funding for much needed fire prevention activities, including funding for projects related to tree mortality. This system has created a large backlog of needed prevention and forest health projects that have gone and continue to go unfunded. There has been a concerted effort to reform the USFS budget in recent years and end the practice of "fire borrowing" within the USFS budget, and to treat wildfires like other disasters. CSAC will continue to support these efforts.

FAA Reauthorization (Government Finance and Administration – Finance and Operations; Administration of Justice; Housing, Land Use and Transportation). The upcoming reauthorization of the Federal Aviation Administration offers an opportunity to shape several key policies of interest to California's counties. CSAC will continue to support legislative efforts designed to clarify that local voter-approved sales tax revenues derived from the sale of aviation fuel are not subject to provisions of federal law that require the proceeds of certain taxes to be spent on airport capital and operating costs.

CSAC also will closely monitor legislative and regulatory efforts – including the activities of the Drone Advisory Committee (DAC) – to ensure that federal drone policy does not preempt local authority, including local land use, zoning, privacy, trespass and law enforcement operations.

Finally, CSAC will support legislative efforts to increase federal funding for local airports, including funding for the Airport Improvement Program (AIP), which is supported by revenue from the federal Passenger Facility Charge (PFC). CSAC also supports flexibility to allow local governments to invest in airport projects that best meet community needs.

Transportation Revenues and FAST Act Implementation (Housing, Land Use and Transportation). The Fixing America's Surface Transportation Act (FAST Act) ensured solvency of the Highway Trust Fund (HTF) through 2020. However, the federal gas tax has lost its purchasing power much like California's state gas tax since it was last increased in 1991. CSAC will continue to educate the California congressional delegation and administration on the importance of the county road system with respect to federal transportation policy and advocate at the federal level for new revenues to ensure federal programs of importance to counties, such as safety and bridge projects, are more robustly funded. CSAC will also continue to work with our federal partners to ensure implementation of the FAST Act and its processor, the Moving Ahead for Progress in the 21st Century Act (MAP-21) to ensure regulations allow flexibility and are not overly burdensome.



January 5, 2017

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To: Members of the CSAC Executive Committee

From: DeAnn Baker, Deputy Executive Director for Legislative Affairs
Farrah McDaid Ting, Legislative Representative
Cara Martinson, Federal Affairs Manager

RE: Affordable Care Act Update

Introduction. California's counties have gone to great lengths to implement the federal Affordable Care Act (ACA), which provides billions of federal dollars for indigent health care services, behavioral health services, preventative care, public health grants, and coordinated care.

The incoming administration and Congress are certain to make repealing the ACA a top priority. However, without a replacement framework, counties will be forced to reassume the cost of caring for medically indigent adults, our public hospitals will see increases in uninsured patients, and the private insurance market will collapse without the ACA's individual mandate penalty. Further, Medicaid spending totals \$20 billion in California, and the state stands to lose up to \$18 billion of that funding if the ACA is repealed without a replacement.

While California's counties face tremendous fiscal vulnerabilities if the fiscal structure of the Affordable Care Act is repealed, it is even more imperative that a replacement framework is adopted at the same time so that states, counties, health plans, hospitals, doctors, and health care consumers can plan and prepare for the new landscape.

We don't yet know what shape a replacement policy would look like, but a wide range of county departments will be negatively affected, including health, public health, social services, behavioral, health, Sheriff, probation, as well as the County's General Fund. Below is a sampling of the immediate consequences for counties if the ACA's fiscal provisions are repealed by Congress:

- The contraction or reduction of Medicaid eligibility will increase the number of uninsured adults in our public health systems and the number of medically indigent adults that must be treated by counties.
- Current federal waivers and demonstration projects (Section 1115 Medicaid 2020 Waiver, Whole Person Care Pilot Projects, 1915b Mental Health Waiver, Drug Medi-Cal Organized delivery System Waiver) will need to be recalculated if the underlying fiscal assumptions and federal matching rates are repealed.
- The behavioral health system, especially substance use disorder treatment, will be gutted by reduced reimbursement rates.
- The AB 85 diversion of Health Realignment funding will need to be renegotiated.
- Counties will lose significant Medi-Cal Administration funding with any decrease in eligibility levels.
- Public Hospitals will again serve a disproportionate share of uninsured patients, throwing them again into fiscal uncertainty.
- The loss of more than \$250 million annually in public health prevention funds.
- State costs for the CalWORKs program will increase by \$1 to \$1.5 billion annually.

- Counties will lose the ability to leverage Medicaid spending for grant eligibility and other programs.
- Counties must increase existing or create new networks of care for indigent adults who are no longer eligible for Medicaid.

Federal Process. Republican leaders in Congress are using a special legislative procedure known as “reconciliation” to begin the ACA repeal process. Created by the Congressional Budget Act of 1974, reconciliation allows for expedited consideration of certain tax, spending, and debt limit legislation. In the Senate, reconciliation bills aren’t subject to filibuster, requires only 51 votes, and the scope of amendments is limited, giving this process advantages for enacting controversial budget and tax measures.

On January 4th, Senate leaders started this process with a procedural vote to open debate on a budget resolution that sets in motion the ACA repeal process. Any changes proposed through the reconciliation process are only fiscal in nature and must impact the federal budget. This would limit changes to the policy portion of the ACA, but would enable Congress to repeal key fiscal provisions in the law, such as the individual mandate penalties, federal subsidies for private coverage, funding for the Medicaid expansion population, and a number of tax credits. While deadlines are subject to change, it is expected that language will be developed by the end of January, with a package presented to the President by mid-to-late February.

CSAC Efforts. CSAC is working with a wide range of organizations on the impacts of the ACA and developing federal, state, and local strategies to build a coalition around maintaining the safety net and a replacement plan that supports county health responsibilities and systems, should repeal occur.

Specifically, CSAC is working with County Affiliates, including the County Health Executives Association of California, the County Behavioral Health Directors Association, the County Welfare Directors Association, the California Association of Public Hospitals and Health Systems, the County Medical Services Program. We are focusing on data and joint advocacy efforts. In addition, CSAC is in contact with key health advocacy organizations, including Health Access and SEIU.

CSAC and our member counties will also be traveling to Washington, D.C. in February for the National Association of Counties (NACo) Legislative Conference and will be advocating on this issue. To further this national effort, our federal lobbyists are coordinating with other state associations to devise a multi-state strategy for urging a timely replacement of the ACA.

CSAC is also drafting a letter to Congress outlining our significant concerns regarding a replacement for the ACA and urging rapid, if not concurrent, adoption of a replacement upon enacting an ACA repeal. We are also drafting issue briefs for a more in-depth look at key impacts on the public hospital, mental health, health, and social services systems.

CSAC Staff Contacts. DeAnn Baker, Deputy Executive Director for Legislative Affairs, (916) 327-7500 Ext. 509, dbaker@counties.org; Farrah McDaid Ting, CSAC Legislative Representative, fmcdaid@counties.org, (916) 650-8110; Cara Martinson, CSAC Legislative Representative & Federal Affairs Manager, cmartinson@counties.org, (916) 327-7500 Ext. 504



January 12, 2016

To: CSAC Executive Committee

From: Matt Cate, Interim President/Vice President
Alan Fernandes, Executive Vice President

RE: **CSAC Finance Corporation Board Appointments**

A. CSAC Finance Corporation Board Composition

The CSAC Finance Corporation Bylaws provide:

Vacant seats shall be filled by a majority vote of the CSAC Executive Committee. In filling vacant seats, the CSAC Executive Committee shall take into consideration geographic representation, demographics and experience that support the growth of the CSAC Finance Corporation and reflect the diversity of the State.

The CSAC Finance Corporation Board is an eleven-member board with the current composition as follows:

Matt Cate, Interim President/Vice President (Executive Director of CSAC)
Les Brown, Secretary/Treasurer (California resident from public at large)
Robert Bendorf (California County Administrative Officer)
Ralph Cordova (County Department Director/Agency Head)
Greg Cox (Urban County Supervisor)
Jim Erb (County TTC/Chief Financial Officer/Auditor)
Mike Johnson (Retired County Employee/City/Special District/COG)
David Twa (California County Administrative Officer)
VACANT (Suburban County Supervisor)
VACANT (Rural County Supervisor)
VACANT (California resident from the public at large)

The CSAC Finance Corporation board seats designated for sitting supervisors are integral for the success of existing business programs as well as for the future development of new programs intended to serve county government in California. The Bylaws of the CSAC Finance Corporation require a sitting supervisor representing the major types of counties in California, Urban, Suburban and Rural. Each board term is three years.

B. Appointment of CSAC Finance Corporation Board Seats

The purpose of this item is to present interested candidates to the CSAC Executive Committee for the purpose of selecting two Supervisors to fill current vacancies of the Suburban and Rural county Supervisor board seats.

Suburban County Supervisor (Term Expiration: April 2017)

Leonard Moty, Shasta County

Supervisor Moty served as Chief of Police of the Redding Police Department where he worked from the beginning of his career in 1977 as a police officer until his retirement as Chief in 2008. Supervisor Moty was born and raised in Shasta County where he attended local schools, graduating from Shasta High School. Leonard has a Bachelor's Degree in Business Management from the University of Notre Dame and a Masters in Business Administration from the University of Southern California.

Rural County Supervisor (Term Expiration: April 2018)

Richard Forster, Amador County

Supervisor Forster represents District 2 on the Amador County Board of Supervisors. He was born in South Laguna, California and is a proud fifth generation Californian. He has resided in Amador County since 1975 and graduated from Ione High School and the University of California, Davis with a degree in Agricultural & Managerial Economics. He was elected to the Board of Supervisors in 2000 and is the Immediate Past President of CSAC. Supervisor Forster previously served on the Amador Water Agency Board of Directors for 8 years, the Amador County Fair Board for 17 years, and the Ione Planning Commission.

Kevin Goss, Plumas County

Supervisor Goss was born in Oceanside, California, grew up in Plumas County and studied at Fullerton and Butte junior colleges as well as Cal Poly. His major course of study was agriculture, before entering the field of pharmacy, ultimately earning his pharmacy technician license. Supervisor Goss was elected in 2012 to the Board of Supervisors prior to serving on various boards including, the Indian Valley Health Care District, Indian Valley Ambulance Service Authority and Local Agency Formation Commission.

Judy Morris, Trinity County

Supervisor Morris represents District 2 on the Trinity County Board of Supervisors. She was elected to the Board of Supervisors in 2008, and has served on the CSAC Board of Directors, has been a member of the Executive Committee and most recently served as Treasurer. Her professional background is in marketing and advertising as a previous business owner of a marketing firm in Los Angeles later relocating and owning other retail businesses in Trinity County. She also served as President of the local Chamber of Commerce and became

involved in other efforts to bring business opportunities to Trinity County prior to her service on the Board of Supervisors.

Rosemarie Smallcombe, Mariposa County

Supervisor Smallcombe graduated from UC Riverside with a BA in psychology. While completing her MBA, she worked at Varian Associates in their International business operations and managed a department responsible for Varian's regulatory compliance program for about 16 years. She then worked for another 9 years at Space Systems/Loral as Licensing Manager before retiring and moving to Mariposa County where she was elected in 2014 to the Board of Supervisors.

Terry Woodrow, Alpine County

Supervisor Woodrow represents District 4 on the Alpine County Board of Supervisors. She was elected to the Board of Supervisors in 2002, and has served on the CSAC Board of Directors since 2004 as well as having served as a member of the Executive Committee. Supervisor Woodrow is Chair of the Mountain Valley EMS Agency as well as First Five and other regional organizations. Her professional background is in Real Estate and Finance.



January 12, 2017

TO: Members, CSAC Executive Committee
FROM: Matt Cate, Executive Director
SUBJECT: Executive Committee Policy on CSAC Finance Corporation Board Appointments

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Recommended Action: Amend CSAC Policies and Procedures for supervisor appointments to the Finance Corporation Board to be nominated by the CSAC Officers and appointed by the Executive Committee.

Background:

Over the past few years there has been an effort to strengthen the ties between the leadership of CSAC and the CSAC Finance Corporation. Today, the connection is stronger than it has ever been in recent years, but there are still minor adjustments that may enhance the long-term stability of this governance relationship.

The CSAC Finance Corporation is responsible for managing nearly 40% of the overall revenues of CSAC. Although CSAC and the CSAC Finance Corporation are separate legal entities, both organizations share a similar mission of improving public services for county government in California. Specifically, these missions are effectuated through the very close connection established both by contract and through the governance structures of each entity. The specific terms of this relationship are outlined in an official agreement, which establishes the CSAC Finance Corporation as the exclusive provider of programs and services relating to municipal finance with a focus in the following areas:

- Develop, market, promote, and administer finance programs and services;
- Manage relationships and agreements with all of its existing and future partners regarding these programs and services;
- Perform outreach to counties and other jurisdictions regarding these programs and services;
- Make regular reports to CSAC (Officers, Executive Committee, etc.) and collaborate with CSAC staff.

In addition to this agreement, the Bylaws of the CSAC Finance Corporation require Board of Director positions be appointed as follows:

Section 3. Selection, Tenure of Office and Vacancies. The existing Board of Directors shall serve staggered three (3) year terms. Terms shall run from the Board's Annual Meeting in April until the following Annual Meeting. At the end of a term, the CSAC Executive Committee shall either reappoint the Board Member or appoint a new Board Member by majority

vote of the Committee. Strong preference will be given to those sitting Board Members who have actively participated on the CSAC Finance Corporation Board and who desire to continue to serve.

Vacant seats shall be filled by a majority vote of the CSAC Executive Committee. In filling vacant seats, the CSAC Executive Committee shall take into consideration geographic representation, demographics and experience which support the growth of the CSAC Finance Corporation and reflect the diversity of the State.

One Director shall be the Executive Director of CSAC. Two Directors shall be a California County Chief Administrative Officer or County Chief Executive Officer. Two Directors shall be California residents selected from the public at large. Three Directors shall be an elected County Supervisors with one each representing the Rural, Suburban and Urban counties. One Director shall be a County Treasurer or Chief Financial Officer. One Director shall be a County Department Director. One Director shall represent a city, special district, or council of governments or shall be a retired county employee.

Analysis:

Because the three Directors representing elected County Supervisors have different terms by virtue of their elected office, vacancies of office do not align with the terms of office for other directors of the organization. This misalignment creates instability particularly given election cycles and requires the CSAC Finance Corporation to wait until the Executive Committee is scheduled to meet to make such appointments with very little time to recruit and publicize information about vacancies.

Proposed Amendment to CSAC Policies & Procedures:

In order to ensure a close connection between the leadership between both organizations, it is recommended that the CSAC Executive Committee amend the CSAC Policies and Procedures to delegate the nominations of Supervisor director seats on the CSAC Finance Corporation should a vacancy occur either at the expiration of a term or midterm. Nominations would be subject to the appointment by the Executive Committee.

Amendment to CSAC Policies and Procedures

Add Clause 4 to Paragraph B to Section VII of the Policies and Procedures Manual to read:

B. APPOINTMENTS TO THE CSAC FINANCE CORPORATION

1. As of September 19, 2014, the CSAC Executive Committee is tasked with appointing members of the CSAC Finance Corporation Board of Directors. The CSAC Finance Corporation Board of Directors is comprised of three county supervisors (each representing an urban, suburban, and rural county), two county administrative officers, one treasurer-tax collector or chief financial officer, one auditor-controller or chief financial officer, one city, special district, COG or retired county employee, two public members, and the CSAC Executive Director. Members of the Board of Directors (with the exception of the CSAC Executive Director) serve staggered 3-year terms. The Executive Committee may select any qualified candidate, but in exercising its discretion should consider and give strong preference to candidates who demonstrate the following: (1) excellent character, leadership skills and commitment to work on behalf of California's counties; (2) experience as a Finance Corporation Board member, including history of active participation, contribution to the success of the Finance Corporation programs and a desire to continue to serve; (3) the benefits associated California's diversity, including geographic area, county population, professional and personal experience; and (4) the potential to advance and grow the Finance Corporation in the future through creativity, innovation and thought-leadership .
2. The CSAC Officers shall conduct interviews of candidates and make a recommendation to the Executive Committee.
3. The CSAC Executive Committee shall make appointments annually by a majority vote. The CSAC Executive Committee will accept nominations from its members or from the CSAC Finance Corporation Board. The Executive Committee may either reappoint an existing Finance Corporation Board member to serve an additional term, or appoint a new individual to serve. The CSAC Finance Corporation will notify the CSAC Executive Committee if a seat becomes vacant before its term is completed. Any such vacancy in the CSAC Finance Corporation Board of Directors shall be filled by a majority vote of the CSAC Executive Committee and the director selected to fill such vacancy shall hold office for the balance of the unexpired term of the vacant seat, and until his or her successor has been appointed.
4. ***Supervisor appointments to the CSAC Finance Corporation Board are nominated by the CSAC President, First Vice President, or Second Vice President representing the caucus where the term has expired or a vacancy exists. Nominations are presented by the respective Officer to the Executive Committee for appointment.***



January 5, 2017

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To: CSAC Executive Committee

From: Darby Kernan, CSAC Legislative Representative
Kiana Valentine, CSAC Legislative Representative

Re: *Joint CSAC-League Homelessness Task Force*

Background. In May 2016, the CSAC Board of Directors approved the formation of a joint Task Force on Homelessness (Task Force) with the League of California Cities. Because the issue of homelessness often crosses over city and county lines, collaboration between jurisdictions is critical to identifying and delivering solutions that reflect the unique needs of each community.

The main goal of the Task Force has been to answer the question: What do local governments need to prevent, assist, and reduce the number of homeless individuals and families in our communities?

The Task Force met twice in 2016 focusing on the problem and root causes of homelessness; presentations of best practices occurring in cities and counties throughout the state, and areas to focus on in a final report that will provide counties and cities with resources, data and information on homelessness issues.

The Task Force plans to hold at least two additional meetings in 2017, with the next meeting scheduled in February or March.

Attached please find the Task Force's Mission Statement and Goals and Outcomes Document that will be the Task Force's guide going forward.

Action Requested. No action is required at this time.

Staff Contact. Please contact Darby Kernan (dkernan@counties.org) (916) 327-7500 x537) or Kiana Valentine (kvalentine@counties.org) or (916) 327-7500 x566) for additional information.



CSAC-League Joint Homelessness Task Force Mission Statement and Goals and Outcomes

Mission Statement

To provide needed education, identify resources, and develop policy that cities and counties need to prevent, assist, and reduce the number of individuals and families experiencing homelessness in our communities.

Goals and Outcomes

While meeting the mission statement above, the Task Force will not let the “perfect” solution impede progress now. California is experiencing a homelessness crisis, and the Task Force will treat it as such.

Task Force recommendations will include a long-term strategy to continue the work of the task force and information sharing. This will include a published report that includes:

- A list of essential elements of a local homelessness initiatives
- Examples of best practices and collaboration with city, county, community based organizations, and other organizations.
- A discussion of roles and responsibilities
- Information on existing programs, services and resources available to address various homeless populations
- Case studies highlighting opportunities and challenges faced by various local governments and agencies as they implement local homelessness plans
- What data is needed and how to use that data
- An exploration of total costs of primary and secondary impacts and causes of homelessness
- Recommendations to increase availability of affordable and supportive housing.
- Look at siting challenges, including public perception of community impact

Information gathered will not be held until the release of the report, but instead published as available on a website to be referenced by all of California’s local governments.

The Task Force will also recommend changes to state and federal policy related to programs and services that further the goals of reducing homelessness in California. These recommendations will be provided to the respective policy bodies of each organization for consideration and adoption.



County Counsels' Association of California

BOARD OF DIRECTORS

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Riverside County
2016-2018

EXECUTIVE DIRECTOR
Jennifer B. Henning

MEMORANDUM

To: Supervisor Keith Carson, President, and
Members of the CSAC Executive Committee

From: Jennifer Henning, Litigation Coordinator

Date: January 12, 2017

Re: Litigation Coordination Program Update

This memorandum will provide you with information on the Litigation Coordination Program's new case activity since your last regular meeting in August 2016. Recent CSAC court filings are available on CSAC's website at: <http://www.csac.counties.org/csac-litigation-coordination-program>. The following jurisdictions are receiving amicus support in the new cases described in this report:

COUNTIES	CITIES	OTHER AGENCIES
Alameda	Carson	Amador Water Agency
Imperial	Los Angeles	Big Oak Flat-Groveland Unified School District
Los Angeles (2 Cases)	Pasadena (2 Cases)	Goleta Water District
Napa	San Gabriel	Ventura County Superior Court
San Francisco (2 Cases)	San Jose	
Shasta		
Sonoma		
Tulare		

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Big Oak Flat-Groveland Unified School Dist. v. Superior Court

Status: Fully Briefed and Pending

Petition for Writ of Mandate Pending in the Fifth Appellate District (filed Aug. 29, 2016)(F074265)

Under the Government Claims Act, would-be plaintiffs must file a claim with a public agency before they can file litigation against the agency. Government Code section 905 lists 15 types of claims that are exempt from the claim requirement, including certain allegations of childhood sexual abuse. However, Government Code section 935 allows a local agency to adopt its own local claiming ordinance, and specifically provides that such ordinances can apply to the 15 types of claims that are exempt under State law. In this case, the school district adopted a local claiming requirement. Plaintiff filed a case alleging childhood sexual abuse without first filing a claim with the school district, believing no claim was required under the State law exemption. The trial court allowed the case to go forward, ruling that childhood sexual abuse claims cannot be the subject of local claiming ordinances, even though there is nothing in the statutory language or legislative history to support that ruling. The school district has appealed, and CSAC filed a brief in support.

City and County of San Francisco v. Daugherty

Status: Fully Briefed and Pending

Pending in the First District Court of Appeal (filed Aug. 4, 2015)(A145863)

This case involves an investigation conducted by the United States Attorney's Office into alleged corruption within San Francisco's police department. Investigators, along with San Francisco police officers assigned to assist the federal investigators, discovered racist text messages between the officers. Those messages were not shared outside of those involved in the investigation based on strict confidentiality rules, which included walling off the officers assigned to the federal investigation from the rest of the department. At the conclusion of the criminal trial, the US Attorney released the text messages to the police department, which promptly initiated disciplinary proceedings against the officers responsible for the texts. The officers challenged the discipline arguing it was time barred. The trial court agreed, concluding that the one year limitations period under the Police Officer Bill of Rights (POBOR) began to run when the texts were initially discovered in the federal investigation – despite the wall in place between the investigators and the rest of the department – and not when they were turned over to the department. The city has appealed, and CSAC filed a brief in support.

City and County of San Francisco v. Superior Court (Hoepfer)

Status: Petition for Review Denied; Closed

Petition for Writ of Mandate Denied (1st Dist. Aug. 1, 2016)(A148549), *petition for review denied* (Sept. 14, 2016)(S236551)

Plaintiff was a Deputy City Attorney in San Francisco assigned to investigate allegations of wrongdoing in the city. She prepared a report summarizing her investigation and performed other related work. Thereafter, the City Attorney concluded that the practice related to handling the claims needed to be changed, but that no employees had engaged in wrongdoing, a conclusion with which she disagreed. A year later, she was terminated for unrelated reasons, and she sued the city arguing she was retaliated against for her whistleblowing activities. The city sought summary judgment on the grounds that

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the report and other information that would be needed to prove plaintiff's claims were protected by the attorney-client privilege, and would need to be disclosed to the jury in order for her to prevail. The trial court denied the motion, holding plaintiff's work and reports did not implicate the attorney-client privilege because she was merely acting in a reporter/investigator role and not as an attorney for the city. CSAC supported the city's petition for review after the Court of Appeal summarily denied a writ petition, but review was denied.

City of San Jose v. Sharma

Status: CSAC Amicus Letter to Be Filed in January 2017

5 Cal.App.5th 123 (3d Dist. Nov. 3, 2016)(C074539), *petition for review pending* (filed Dec. 12, 2016)(S238918)

In 1944, Santa Clara County voters adopted an ad valorem property tax to help finance the county's participation in CalPERS. This tax is now the subject of a redevelopment agency dissolution dispute between the City of San Jose and Santa Clara County. The county auditor-controller, believing it was entitled to the portion of the property tax levied in 1944 to fund the county's retirement obligations, allocated that revenue to the county, but then held the funds in a trust account pending the outcome of this litigation. After this case was briefed at the Court of Appeal, the Legislature adopted SB 107, which clarified that the county is entitled to the tax increment from the retirement property tax. However, the Court of Appeal concluded that SB 107 did not apply because the county did not "allocate" the funds under the statute, but rather held them in a trust account. The court held that "[i]mpounding the funds so that they are not spent is different from allocating the funds 'to make payments in support of pension programs.'" CSAC will file a letter in support of the Santa Clara County's petition for review.

County of Tulare v. PERB (SEIU)

Status: Favorable Opinion Issued in July 2016; Final and Closed

Unpublished Opinion of the Fifth Appellate District, 2016 Cal.App.Unpub.LEXIS 5170 (5th Dist. July 11, 2016)(F071240), *request for publication denied* (Aug. 4, 2016)

Tulare County had an MOU with SEIU that froze merit increases during the term of the MOU, and stated that employees "will be placed" in the appropriate pay range in the first full pay period after expiration of the MOU. Prior to the MOU's expiration, the parties began negotiations on a new MOU. The county proposed continuing the merit increase freeze, but SEIU refused. After reaching impasse, the county imposed the freeze, and SEIU filed an unfair practice charge with PERB. The ALJ ruled in the county's favor, finding that because the parties had reached a bona fide impasse, the county could impose its last, best and final offer (LBFO). The PERB reversed the ALJ, concluding that the language in the MOU about employees' pay ranges after expiration of the MOU survived the contract and limited the county's right to impose contrary terms at impasse. The PERB acknowledged that generally public employees have no vested right in wages or benefits beyond the terms of the contract. But, relying on vested rights cases, PERB concluded that this contract created rights that survive the contract's term, and that such rights supersede the ability of the county to impose a last, best and final offer. Tulare County filed a writ petition, which CSAC supported. In an unpublished decision, the Fifth District denied the writ, but modified "the Board's decision to exclude the discussion of vested rights, which is

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inaccurate in the context of the questions presented in this proceeding.” The court noted that the PERB “broadly overstated the rule derived from cases addressing pensions and longevity-based benefits,” and went on to conclude that “the extent [the PERB’s] language suggests that a public employee’s benefits of any type become permanently and irrevocably vested on the day the employee begins performing services for the public employer, it is not an accurate statement of the law. To the extent the [PERB] suggests this rule, derived from cases addressing pension rights and some longevity-based benefits, applies to the issues in this case, it is in error.” CSAC requested publication of the vested rights portion of the opinion, but the request was denied.

Courthouse News Service v. Planet

Status: CSAC’s Amicus Brief is Due in January 2017

Pending in the Ninth Circuit Court of Appeals (16-55977)

Courthouse News Service (CNS) filed this action against the Ventura County Superior Court arguing that it has a First Amendment constitutional right to review new civil, unlimited jurisdiction complaints on the same day they are received by the clerk’s office at the Ventura court. The federal district court concluded that there is a First Amendment right to timely access to court records, but that same day access is not a constitutional right. The court went on, however, to issue an injunction that states that making documents available the day after they are filed violates plaintiff’s rights. The Ventura court has appealed arguing that the order is contradictory because it holds that the First Amendment does not mandate same-day access to new complaints, but also holds that the Ventura court violated the First Amendment by providing next-day access to complaints. CSAC will file a brief in support of the court.

Flores v. City of San Gabriel

Status: CSAC’s Brief Supporting US Supreme Court Review Due Feb. 2017

824 F.3d 890 (9th Cir. June 2, 2016)(14-56421,14-56514)

The City of San Gabriel allowed employees, if they provided proof of alternate medical coverage, to forgo medical benefits and receive the unused portion of the designated monetary amount as a cash payment (e.g., cash in lieu). The city treated the cash in lieu payments as benefits, not compensation, and thus excluded the payments from employees’ regular rate of pay for overtime purposes. The Ninth Circuit held that under the Fair Labor Standards Act (FLSA), cash payments made to employees in lieu of health benefits must be included in the hourly “regular rate” used to compensate employees for overtime hours worked. CSAC supported the city’s petition for rehearing, but rehearing was denied. The city is now seeking certiorari at the US Supreme Court, and CSAC will file a brief in support.

Garcia v City of Pasadena

Status: Fully Briefed and Pending

Pending in the Second District Court of Appeal (filed Oct. 20, 2015)(B267613)

Plaintiffs, a mother and her young son, were walking (the son in a stroller) on a three-mile recreational walkway adjacent to a golf course when the son was struck in the head by an errant golf ball. There is an eight foot chain link gate separating the walkway from the golf course at the incident location, but no high netting. Plaintiffs filed a lawsuit

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against the City of Pasadena, arguing that the walkway or golf course is a dangerous condition of public property under Government Code section 835. The city filed for summary judgment and the trial court entered judgment in favor of the city. The court held that Government Code section 831.4 (recreational use immunity) provides the city absolute immunity. The court reasoned that: (1) the walkway is a trail under the commonly accepted definition of trail; (2) the walkway is used for recreational purposes; and (3) public policy dictates that the walkway be classified as a trail because, otherwise, the city would be inclined to close the walkway to the public to avoid liability. Plaintiffs appealed, and CSAC has filed a brief in support of the city.

Garmon v. County of Los Angeles

Status: Rehearing Denied; Case Closed

828 F.3d 837 (9th Cir. July 5, 2016)(12-55109), *petition for rehearing denied* (Aug. 22, 2016)

Plaintiff was an alibi witness in her son's murder trial. She had to have surgery for a brain tumor prior to the trial, and gave her consent to have the hospital release her records related to her brain tumor to the prosecutor. The prosecutor, however, indicated in a declaration to a subpoena that Garmon was the victim in the murder case, and obtained her full medical file, not just records related to the tumor. Information from the records was used at trial to undermine Garmon's credibility. Her son was ultimately convicted, and she brought this Section 1983 action against the county, and the DA and prosecuting DA. The Ninth Circuit concluded that the prosecutor was entitled to absolute immunity for issuing the subpoena, but not for the accompanying declaration. The court also found that plaintiff failed to state a claim against the county. Finally, and most relevant to CSAC's interest, the court reversed the district court's dismissal based on Government Code section 821.6 [no liability for injury caused by instituting or prosecuting a proceeding, even if done maliciously and without probable cause]. The court concluded that section 821.6 applies only to malicious prosecution claims, and not to claims like the one in this case (collateral damage to a third party witness for a negligent act during an investigation or prosecution). CSAC supported Los Angeles County's petition for rehearing, but rehearing was denied.

Goleta Ag Preservation v. Goleta Water District

Status: CSAC's Amicus Brief Due February 2017

Pending in the Second District Court of Appeal (filed Aug. 24, 2016)(B277227)

Defendant Water District raised rates for all customer classes (residential, commercial, and agricultural). The District's action maintained its tiered rates for residential customers, and added a flat drought surcharge on all customer classes in all tiers. Plaintiff filed this challenge arguing that notice of ratemaking hearings was required to be sent to all customers, rather than to property owners. Plaintiff also argued that the tiered and conservation rates violated Prop. 218. The trial court upheld the rates. As to the tiered rates, the court provided helpful guidance on implementing *Capistrano Taxpayers Assn v. City of San Juan Capistrano* and held that apportionment needs to be reasonable, that conservation costs may be included, and that there is no single correct method to allocate costs or structure rates. The Court further held that: (1) Proposition 218 sets the maximum amount for fees and charges; an agency that shows customers pay below the volumetric rate (total revenue divided by total usage) makes a prima facie showing of

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compliance with Proposition 218 as to those rates; (2) a uniform dollar surcharge complies with Proposition 218; and (3) as to the proper notice of a Proposition 218 hearing the Court concluded that notice to customers, rather than property owners, is acceptable absent evidence this method fails to provide notice to a “sufficiently large” segment of property owners. Petitioner appealed. CSAC will file a brief in support of the District.

Howard Jarvis Taxpayers Assn v. Amador Water Agency

Status: Fully Briefed and Pending

Pending in the Third District Court of Appeal) (filed May 20, 2016) (C082079)

After determining that its rates were insufficient to meet the ongoing costs of providing water service, the Amador Water Agency, conducted a Proposition 218 process, and, after less than 1% of ratepayers submitted a protest, the agency adopted new water rates. A local group collected signatures for a referendum petition that demanded either repeal of the new rates or suspension of the rates until after a vote at the next regular election. The agency declined to certify the referendum petition for a number of reasons, including: (1) the Amador Water Agency Act requires the agency to set rates sufficient to pay its expenses and (2) the only proper method to repeal the water rate increase is through an initiative. The Howard Jarvis Taxpayers Association (“HJTA”) petitioned for a court order directing the agency to comply with the statutory requirements for processing the referendum petition. The court denied HJTA’s petition, holding that Proposition 218 does not authorize voters to challenge water rates by referendum. CSAC has filed a brief in support of the water agency.

In re RW Meridian LLC

Status: Fully Briefed and Pending

Memorandum Decision of the United States Bankruptcy Court, Southern Dist. of Calif. (July 5, 2016)(16-00629-MM7)

This is a bankruptcy matter that raises a question of when the tax collector can sell a property at auction to recover back taxes. When property taxes are significantly in arrears, the county tax collector can set the property for sale at auction following specific procedures in the code. The process includes a final right of redemption, which is the last day for the property owner to pay the taxes owed in order to stop the sale. Here, the right of redemption date ended and the internet auction started the next day. Two days later, the property owner filed for bankruptcy, and a day later the auction closed and the property awarded to the highest bidder. The question is whether the property is protected by the bankruptcy action when the right of redemption has passed, and the auction sale has commenced but not closed. The bankruptcy court ruled in favor of the property owner, and Imperial County has appealed, and CSAC has filed a brief in support.

Leider v. Lewis

Status: Fully Briefed and Pending

Previously published at: 243 Cal.App.4th 1078 (2d Dist. Jan. 14, 2016)(B244414), *petition for review granted* (Apr. 27, 2016)(S232622)

Plaintiff filed this taxpayer standing action under Code of Civil Procedure section 526a to enjoin the city’s construction of a new elephant exhibit, arguing that the city exhibit would violate Penal Code section 596.5, which prohibits abusive behavior toward

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elephants. The trial court granted summary judgment in favor of the city, but the Court of Appeal reversed and remanded finding that Penal Code section 569.5 could serve as the basis of a 526a claim. On remand, and after a trial, the court denied the requested relief, but issued three separate injunctions with specific details on how to manage the elephants. The Second District affirmed in a 2-1 decision. The court rejected the city's argument that under Civil Code section 3369, the court cannot use equitable powers to enforce the Penal Code. The court found instead that section 3369 does not apply to CCP 526a claims. The dissent disagreed, concluding that section 3369 is a bar to plaintiff's claims. The Supreme Court has granted review, and, as relevant to counties, will consider whether Civil Code section 3369 bars taxpayer actions brought under the authority of CCP 526a seeking to enjoin violations of Penal Code provisions concerning animal abuse? CSAC has filed an amicus brief in support of the City of Los Angeles

Mateos-Sandoval v. County of Sonoma

Status: Fully Briefed and Pending

Pending in the Ninth Circuit Court of Appeals (16-16122)

Vehicle Code section 14602.6 provides that if a person is driving a vehicle without a valid license, the vehicle "shall be impounded for 30 days." Plaintiffs were cited by Sheriff Deputies for driving on suspended foreign driver's licenses and, as required by statute, their vehicles were impounded for 30 days. Plaintiffs filed this lawsuit in federal court arguing that the 30 impoundment is an unlawful seizure in violation of the Fourth Amendment. The federal district court agreed, concluding that even if there was sufficient cause to impound the vehicle at the time of the citation, there was no evidence of the public safety risk justifying the 30 day hold. Sonoma County has appealed, and CSAC has filed a brief in support.

Mendez v. County of Los Angeles

Status: CSAC Amicus Brief Due January 2017

815 F.3d 1178 (9th Cir. Mar. 2, 2016)(13-56686), *cert. petition granted* (Dec. 2, 2016)(16-369)

In the process of searching for a parolee-at-large, sheriff deputies shot a homeless couple living in a shack in a residential backyard. The Ninth Circuit found that under clearly established law, the backyard shack was part of the home and therefore protected by Fourth Amendment. The Ninth Circuit further found that defendants were unable to demonstrate specific and articulable objective facts to justify the warrantless sweep of the shack, and therefore violated the Fourth Amendment. The court acknowledged that the officers acted reasonably when they shot the couple because they saw the silhouette of a rifle pointed at them. But the court created a new "provocation" rule-- because the officers entered the shack without a warrant, they provoked plaintiffs to behave in a way that created cause to shoot. The US Supreme Court has granted certiorari to consider whether the Ninth's Circuit provocation rule conflicts with Supreme Court precedent. CSAC will file a brief in support of the county.

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Pasadena Police Officers Assn. v. City of Pasadena

Status: CSAC Amicus Brief Due April 2017

Pending in the Second Appellate District (filed June 10, 2016)(B275566)

In response to an officer-involved shooting, the city hired the Office of Independent Review Group (OIR) to review police department policies and report its findings. OIR based its report on a review of the Department's criminal and administrative (personnel) investigations of the incident. Portions of the investigation reports were actually recited or referenced in the report. The LA Times, among others, sought the report under the Public Records Act (CPRA). The city proposed to release the report with portions redacted to preserve the officers' right to confidentiality of their personnel record. The Pasadena Police Officers Association (PPOA) sought to enjoin disclosure of the report altogether, and the LA Times intervened seeking the report's full disclosure. Ultimately, the Court of Appeal upheld the city's actions, but concluded that four pages of the voluminous report should have been redacted. On remand, the LA Times sought attorney's fees against the city through CPRA and the Private Attorney General Statute. The trial court awarded the LA Times attorney's fees under CPRA for time spent obtaining the "unredactions" and making their fee motion, but denied the fee request under Private Attorney General statute, finding that it is inapplicable where another statute (here, CPRA) specifically authorizes the award of attorney's fees. The LA Times appealed. CSAC will file a brief in support of the city.

People v. Clark

Status: CSAC Amicus Brief Due February 2017

Pending in the Third Appellate District (filed Mar. 22, 2016)(C081673)

The trial court ordered the Shasta County Public Guardian (PG) to investigate a conservatorship. The PG, however, asserted that defendant's due process rights were violated because a preliminary hearing was conducted when defendant was mentally incompetent. The trial court nevertheless ordered the PG to petition for a conservatorship. County Counsel, representing the PG, moved to dismiss the petition, as the PG has the statutory authority to do. The District Attorney moved to disqualify County Counsel, which the court granted. The court essentially concluded that the type of conservatorship at issue are outgrowths of criminal proceedings, and the attorney presenting it is doing so on behalf of the People of the State of California not the PG. Thus, because County Counsel arguments on behalf of the PG were in conflict with the role of a public prosecutor, disqualification of County Counsel was warranted. On appeal, the PG argues that the court's order was an unlawful means of removing her discretion.

Rand Resources v. City of Carson

Status: CSAC Amicus Brief Due February 2017

247 Cal.App.4th 1080 (2d Dist. May 31, 2016)(B264493), *petition for review granted* (Sept. 21, 2016)(S235735)

The city entered into an exclusive agency agreement with plaintiff to negotiate with the NFL for stadium development. Plaintiff later brought this action for breach of contract, and the city responded by filing an anti-SLAAP motion, asserting their communications regarding the proposed NFL development fell within the "public interest" portion of the statute. The trial court granted the anti-SLAAP motion, but the Second District reversed.

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The Court of Appeal found that while the city's goal of bringing an NFL team and stadium to the city was a matter of public interest, discussions about how that contract would be negotiated were not. The California Supreme Court granted review. CSAC will file a brief in support of the city.

Rubenstein v. Doe No. 1

Status: Fully Briefed and Pending

Previously published at: 245 Cal.App.4th 1037 (4th Dist. Div. 1 Mar. 22, 2016)(D066722), *petition for review granted* (June 16, 2016)(S234269)

In 2007, the California Supreme Court concluded that a provision added to the Code of Civil Procedure that extended the statutory period to file sexual abuse claims (a "delayed discovery" statute adopted in the wake of the priest abuse scandals) did not impact the timeframe for filing a claim with a public agency under the Government Claims Act. (*Shirk v. Vista Unified School District*.) So in 2008, the Legislature adopted a bill to address that opinion. The bill amended the Government Claims Act to include an exemption to the claim filing requirement for delayed discovery sexual abuse claims, but specifically states that it applies only prospectively (i.e., to incidents occurring after January 1, 2009). Fast forward to the present case. Here, sexual abuse occurred in 1993 (obviously well before January 1, 2009) and a claim was filed with the public entity in 2012 under the delayed discovery theory. The Court of Appeal, with nearly no analysis of the issue, allowed the case against the public entity to move forward. CSAC supported Supreme Court review, which was granted. CSAC has also filed a brief in the Supreme Court in support of the district.

Teixeira v. County of Alameda

Status: Petition for Rehearing Granted; Case Pending

822 F.3d 1047 (9th Cir. May 16, 2016)(13-17132), *petition for rehearing en banc granted* (Dec. 27, 2016)

This case is a challenge to a denial of a conditional use permit, which would have violated the county's requirement that such businesses be more than 500 feet away from schools and other sensitive sites. Plaintiff brought this action in federal court alleging due process and Second Amendment violations. The trial court ruled in favor of the county. On appeal, the Ninth Circuit therefore phrased the issue presented as "whether the right to keep and to bear arms, as recognized by the Second Amendment, necessarily includes the right of law-abiding Americans to purchase and to sell firearms. In other words, we must determine whether the Second Amendment places any limits on regulating the commercial sale of firearms." The court found that the Second Amendment includes the ability to purchase firearms, and therefore reviewed the county's ordinance under heightened scrutiny. Under that higher standard, the court concluded that the county did not meet its burden of showing that the infringement of rights was justified by governmental need. Justice Silverman dissented, finding no Second Amendment issues because gun retailers exist in the county and those with a Second Amendment interest in obtaining a gun are able to do so: "When you clear away all the smoke, what we're dealing with here is a mundane zoning dispute dressed up as a Second Amendment challenge." Alameda County petition for rehearing, which CSAC supported, was granted.

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Wilson v. County of Napa

Status: Fully Briefed and Pending

Pending in the First District Court of Appeal (filed Aug. 22, 2016)(A149153)

Napa County's Registrar of Voters rejected a citizen-generated Initiative Petition because it did not contain the "full text" of the measure it would enact into law as required by Elections Code § 9101. The proposed measure would establish a new mandatory permitting program for oak tree removals. It proposes to enact into new law as mandatory permit requirements specific provisions of the county's current Voluntary Oak Woodland Management Plan. The Initiative Petition, however, merely cross references the text, but does not include the substantive provisions of the proposed law in its text or attach them. The initiative's proponents filed a writ of mandate action challenging the Registrar's action. The trial court denied the writ. The court noted that Elections Code section 9201 requires initiatives to include "the text of the measure" to ensure that a person has sufficient information to assess whether to sign the petition. The court concluded that cross referencing an existing voluntary policy does not meet section 9201's "full text" requirement. The initiative proponents have appealed. CSAC has filed a brief in support of Napa County.

California State Association of Counties®
Financial Statement
July-November 2016

	Budget	Year-to-date	Percent
	FY 2016-17	FY 2016-17	Expended
<i>Revenues:</i>			
Membership Dues	3,430,506	3,430,506	100%
Finance Corp Participation	3,500,000	1,400,000	40%
Rental Income	168,417	84,167	50%
Administrative Miscellaneous	579,800	317,740	55%
CSAC Conferences	413,000	291,670	71%
CEAC	159,565	40,772	26%
Corporate Associates	<u>929,000</u>	<u>764,005</u>	82%
<i>Total Revenues</i>	\$9,180,288	\$6,328,860	69%
<i>Expenditures:</i>			
Salaries/Benefits	5,563,381	2,026,489	36%
Staff Outreach	166,200	89,314	54%
Leadership Outreach	75,000	53,533	71%
NACo Meetings & Travel	120,500	68,025	56%
NACo 2nd VP Campaign	10,000	12,741	127%
Public Affairs/Communications	50,350	19,826	39%
CSAC Conferences	559,716	295,973	53%
Facilities	267,706	144,695	54%
Office Operations	286,810	131,449	46%
Donations	115,000	115,000	100%
CEAC	159,565	58,150	36%
Outside Contracts	647,000	207,620	32%
Corporate Associates	510,255	185,403	36%
Institute Contribution	<u>180,728</u>	<u>80,000</u>	44%
<i>Total Expenditures</i>	\$8,531,483	\$3,488,217	41%

2017 CSAC Calendar of Events Executive Committee

January

- 4 Urban Counties of California (UCC) Board Conference Call
- 11 CSAC Executive Committee Orientation Dinner, Sacramento
6:30pm Reception, 7:15pm Dinner, Esquire Grill, 13th & K Streets, Sacramento
- 12 CSAC Executive Committee Meeting, Sacramento
10:00am – 1:30pm, Capitol Event Center, 1020 11th Street, 2nd Floor, Sacramento
- 18 Rural County Representatives of California (RCRC) Board Meeting & Installation of Officers Reception, Sacramento

February

- 1 Urban Counties of California (UCC) Board Conference Call
- 8-10 CSAC Premier Corporate Partner Forum, San Diego County
- 16 CSAC Board of Directors Meeting, Sacramento
10:00am – 1:30pm, Capitol Event Center, 1020 11th Street, 2nd Floor, Sacramento
- 25-1 NACo Legislative Conference, Washington, D.C.

March

- 1 Urban Counties of California (UCC) Board Conference Call
- 15 Rural County Representatives of California (RCRC) Board Meeting, Sacramento

April

- 5 Urban Counties of California (UCC) Board Conference Call
- 6 CSAC Executive Committee Meeting, Sacramento
10:00am – 1:30pm, Capitol Event Center, 1020 11th Street, 2nd Floor, Sacramento
- 19-21 CSAC Finance Corporation Board Meeting, Monterey County
- 26-27 Rural County Representatives of California (RCRC) Board Meeting, Tehama County

May

- 17 Urban Counties of California (UCC) Board Meeting, Sacramento
- 17-18 CSAC Legislative Conference, Hyatt Regency Hotel, Sacramento
- 18 CSAC Board of Directors Meeting, Sacramento
12:30pm – 4:00pm, Hyatt Regency, 1209 L Street, Sacramento
- 24-26 NACo Western Interstate Region Conference, Deschutes County (Sunriver), Oregon

June

- 21 Rural County Representatives of California (RCRC) Board Meeting, Sacramento

July

- 5 Urban Counties of California (UCC) Board Conference Call
- 21-24 NACo Annual Conference, Franklin County/Columbus, Ohio

August

- 2 Urban Counties of California (UCC) Board Conference Call
- 3 CSAC Executive Committee Meeting, Sacramento
10:00am – 1:30pm, Capitol Event Center, 1020 11th Street, 2nd Floor, Sacramento
- 16 Rural County Representatives of California (RCRC) Board Meeting, Sacramento

September

- 6 Urban Counties of California (UCC) Board Conference Call
- 7 CSAC Board of Directors Meeting, Sacramento
10:00am – 1:30pm, Capitol Event Center, 1020 11th Street, 2nd Floor, Sacramento
- 13-15 CSAC Finance Corporation Board Meeting, Santa Barbara County
- 27-29 Rural County Representatives of California (RCRC) Annual Meeting, El Dorado County

October

- 4 Urban Counties of California (UCC) Board Conference Call
- 4-6 CSAC Executive Committee Retreat, Location TBD

November - December

- 27-1 CSAC 123rd Annual Meeting, Sacramento Convention Center
- 29 Urban Counties of California (UCC) Board Meeting, Sacramento
- 30 CSAC Board of Directors Meeting, Sacramento
2:00pm – 4:00pm

December

- 6 Rural County Representatives of California (RCRC) Board Meeting, Sacramento
- 13-15 CSAC Officers' Retreat, Napa County

As of 10/31/16