

CALIFORNIA STATE ASSOCIATION OF COUNTIES
BOARD OF DIRECTORS
February 21, 2013
CSAC Conference Center, Sacramento

MINUTES

Presiding: Mike McGowan, President

1. ROLL CALL

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

The presence of a quorum was noted.

2. APPROVAL OF MINUTES

The minutes of November 29, 2012, were approved as previously mailed.

3. STATE AND FEDERAL LEGISLATIVE PRIORITIES FOR 2013

Staff presented the proposed State Legislative Priorities as contained in the briefing materials. These priorities were previously considered by the CSAC Officers and Executive Committee.

Motion and second to adopt CSAC State Legislative Priorities as presented. Motion carried unanimously.

In addition, staff reported that the Governor and Senate leadership have made California Environmental Quality Act (CEQA) Reform a priority this year and legislation will be introduced tomorrow. CSAC has developed an internal working group to identify issues and develop a draft policy which will be considered by the CSAC Housing, Land Use & Transportation policy committee before Board of Directors consideration in May.

Staff presented proposed Federal Legislative Priorities as contained in the briefing materials. These priorities were previously considered by the CSAC Officers and Executive Committee.

Motion and second to adopt CSAC Federal Legislative Priorities as presented. Motion carried unanimously.

4. HEALTH REFORM IMPLEMENTATION AND COUNTY ISSUES

California is in the midst of implementing the Affordable Care Act (ACA), but has many policy choices to make. The Administration proposes to expand Medi-Cal to adults with incomes under 138% of the Federal Poverty Level (FPL) who are not currently Medicaid eligible, as allowed under the ACA. The proposal contains two options to expand Medi-Cal to these adults – a state-based approach and a county-based approach.

The state-based approach would build on the existing state-administered Medicaid program and managed care delivery system. The state would offer a standardized, statewide benefit package comparable to what is available today in Medi-Cal, excluding long-term care coverage. Under this option, the Administration would divert existing 1991 health realignment funds to pay for new human services program responsibilities. The proposal specifically mentions subsidized child care; other options may include CalWORKs, CalFresh administration, child support, Supplemental Security Income (SSI), and In-Home Supportive Services (IHSS). The counties would fund those new responsibilities with savings from indigent adults receiving coverage through Medi-Cal.

The county-based approach would build on the existing Low Income Health Programs (LIHPs). Counties would maintain their current responsibilities for indigent health care services. They would need to meet statewide eligibility requirements, and a statewide minimum in health benefits consistent with benefits offered through Covered California. Counties could offer additional benefits, except for long-term care. Counties would act as the fiscal and operational entity responsible for the expansion and would build on their LIHPs as the basis for operating the expansion. Counties would be responsible for developing provider networks, setting actuarially based rates, and processing claims. The state would still like to engage counties in a discussion of savings and some diversion of 1991 health realignment funds. This option requires federal approval and specified waivers.

Both of these options carry risks for counties. CSAC Staff has been meeting with Administration representatives and agreed to get additional input from counties before recommending one option over the other to the Board of Directors.

A consensus was reached to take no formal action yet on either option and to engage with the Administration more fully. A special meeting of the Board of Directors will be called at a later date in order to consider a position on options for implementing the Affordable Care Act.

5. AMENDMENTS TO CSAC COUNTY PLATFORM

Agriculture & Natural Resources. The CSAC Agriculture & Natural Resources policy committee recommended the following proposed changes to Chapter Three of the CSAC County Platform:

Section 2B – Williamson Act. Clarifying language was added to this section to support the restoration of Williamson Act subventions.

Section 8 – Solid Waste management. A statement was added to the Solid Waste Section to support CSAC's advocacy efforts to advance the use of solid waste conversion technologies in California. This is consistent with the CSAC Legislative Priorities.

Section 10 – Regulation of Environmental Impacts from Marijuana Cultivation. A new section was added related to the regulation of marijuana cultivation. Specific language follows: *"The cultivation of marijuana is often accompanied by land use activities such as clearing of land, grading, road-building, water withdrawals from streams and application of herbicides, pesticides and fertilizers. These activities are routinely regulated and enforced by Federal, State and local agencies when they are associated with industries such as timber, ranching or farming, so as to reduce their potential impacts on the environment. CAC believes responsible agencies should be given clear guidance and adequate resources to regulate and enforce existing environmental laws when they are associated with the cultivation of marijuana."*

Concerns were expressed regarding Section 10. It was suggested that the Board adopt Sections 2B and 8 and bring back Section 10 for consideration at the May meeting in order to give Board members an opportunity to check with individual county counsels on that issue.

Motion and second to adopt Sections 2B and 8 of Chapter Three in the CSAC 2013-14 Platform, and bring back Section 10 for reconsideration at the May Board of Directors meeting. Motion carried unanimously.

Health & Human Services. The CSAC Health & Human Services policy committee recommended proposed changes to the Health and Human Services chapters as contained in the briefing materials. Specifically, new references to the Affordable Care Act (ACA) implementation were incorporated and chapters have been updated to reflect current and anticipated ACA issues. A new section on Emergency Medical Services was added.

In addition, a new Realignment chapter was developed to define CSAC policy related to 1991, 2011, and any future realignment of programs, funding, or services.

Motion and second to adopt the proposed Health, Human Services, and Realignment chapters for the CSAC 2013-14 Platform. Motion carried unanimously.

Staff was directed to proactively engage on the Medi-Cal reimbursement for rural county hospitals issue. Currently, 17 rural hospitals are facing closure as a result of Medi-Cal reimbursement cuts contained in the 2011-12 state budget. It was noted that small counties, that have skilled nursing facilities associated with them are at increased risk. The CSAC Health & Human Services policy committee will discuss this issue and bring back recommendations. Supervisor Jon Kennedy has been compiling information and will meet with CSAC staff on the issue.

Housing, Land Use & Transportation. The CSAC Housing, Land Use & Transportation (HLT) policy committee recommended changes to the HLT chapters of the CSAC County Platform, as contained in the briefing materials. A number of substantive changes are proposed to *Chapter One: Planning, Land Use and Housing*, including cleaning-up the housing element language to reflect current law and practice, and detailed language regarding the definition of "sweeping reform" of housing element law.

The proposed language also supports reform efforts that would streamline and simplify housing element law, limit the housing element review process to statutory requirements, and provide local governments with a more predictable review process through increased transparency and consistency at the Department of Housing and Community Development. The elimination of redevelopment in California is reflected in the proposed language and, specifically the loss of the Low and Moderate Income Housing Fund. There is also strengthened language in support of a permanent source for affordable housing, especially in light of the loss of critical affordable housing funds from former redevelopment activities. This chapter also contains a new section on environmental justice; added language in support of streamlining coastal development permit and planning processes; and proposed language regarding the State's enforcement process for zoning and building ordinance violations.

The proposed additions to *Chapter Eleven: Transportation and Public Works*, reflect updating transportation revenue discussions to reflect statewide directives to reduce vehicle miles traveled in order to reduce greenhouse gas emissions and meet the State's climate change goals. Additionally, the proposed changes strengthen the language around the importance of the rural transportation network, both in general terms, but also in light of the state's climate change goals.

Proposed changes to *Chapter Fourteen: Climate Change*, reflect updates to CSAC's existing policy in support of flexible regional approaches to addressing climate impacts from the transportation sector.

Significant policy additions to *Chapter Sixteen: Native American Issues* were proposed. The policy related to Tribal-State Gaming Compacts was updated to support more robust tribal environmental review documents and mitigation for socioeconomic and other impacts that are difficult to quantify. The policy in support of federal legislation and regulations to provide counties with timely notice and adequate time for meaningful input on tribal trust land applications was updated.

It was requested that "impact fees" be included in *Section 2 of Chapter Sixteen: Native American Issues*.

Motion and second to adopt proposed amendments to the Housing, Land Use and Transportation chapters of the 2013-14 CSAC Platform. Motion carried unanimously.

6. YEAR OF THE CHILD RESOLUTION

President Finigan presented a resolution proclaiming 2013 as "The Year of the Child" and requested Board of Directors adoption. It was suggested that language be added regarding "California State Pre-schools and Head Start programs."

Motion and second to adopt a CSAC resolution proclaiming 2013 as "Year of the Child" as amended. Motion carried unanimously.

In addition, President Finigan urged all counties to adopt a similar resolution. A sample resolution for adoption by individual counties was contained in the briefing materials.

7. SOLID WASTE CONVERSION TECHNOLOGY LEGISLATION

Over the past year, CSAC staff has worked closely with the County Engineers Association of California (CEAC) to advance the timely development of solid waste conversion technology facilities in California in order to reduce dependence on landfill disposal and generate renewable energy. Certain provisions in California State law and regulations, including outdated and scientifically inaccurate definitions, have created uncertainty regarding the permitting of these facilities and their ability to receive renewable energy credits. The draft proposal seeks to fix these inaccurate definitions to help foster innovative and important technologies in California. Additionally, the proposal will include measures to ensure that up-front recycling is done before materials are sent to solid waste conversion facilities and that all conversion facilities meet California's stringent air and water quality standards. Staff recommended that the Board of Directors support the proposal, enabling CSAC to co-sponsor a bill with Los Angeles County on conversion technologies.

Motion and second to support a legislative proposal regarding solid waste conversion technologies. Motion carried unanimously.

8. CSAC CORPORATE ASSOCIATES PROGRAM REPORT
Wade Rakes and Amy Williams from Centene Corporation, were introduced as CSAC's newest Premier corporate members. Centene is a Healthcare services company based in St. Louis. They are looking to expand business in California. Staff announced that the 2013 Premier Corporate Forum was recently held in San Diego. The forum offers corporate members the opportunity to hear from county elected and appointed officials from around the state.
9. FORMATION OF WORKING GROUPS
Matt Cate reported that two internal working groups are being formed – CSAC Affiliates Policy and CSAC Policy & Procedures Manual Update. In addition, Supervisor McGowan will be chairing a task force regarding CSAC Dues.
10. INFORMATION ITEMS
Reports on the Institute for Local Government (ILG), CSAC Finance Corporation, and Litigation Coordination Program were contained in the briefing materials.

Meeting adjourned.