

CSAC EXECUTIVE COMMITTEE

BRIEFING MATERIALS

Thursday, March 11th, 2021

10:00 a.m - 12:30 p.m



Zoom Meeting: <https://us02web.zoom.us/j/89001310974?pwd=R2V2ZEUrV3I3c2pWREd0WUFWN2FSdz09>

Phone: (669) 900-6833

Meeting ID: 890 0131 0974

Passcode: 303419

California State
Association of Counties



CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE MEETING

Thursday, March 11, 2021 | 10:00 am – 12:30 pm

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Conference Line: (669) 900-6833 | Meeting ID: 890 0131 0974 | Password: 303419

AGENDA

Presiding: James Gore, President

THURSDAY, MARCH 11

10:00 AM **PROCEDURAL ITEMS**

1. Pledge of Allegiance *Page 1*
2. Roll Call *Page 2*

DISCUSSION ITEMS

3. Executive Director's Report *Page 3*
4. Minute Mics: Executive Committee Roundtable
 - *What's going on in your County – in one minute?*

SPECIAL ITEM

5. Broadband Working Group Update *Page 4-5*
 - *Supervisor Chuck Washington | Riverside County*
 - *Supervisor Luis Alejo | Monterey County*

ACTION ITEMS

6. Approval of Minutes from January 14, 2021 *Page 6-11*
7. Approval of Updated 2020 – 2021 Board of Directors Nominations *Page 12-14*
8. Consideration of the CSAC Proposed Budget and Salary Schedule for FY 2021-22 *Page 15*
 - *Supervisor Leonard Moty | Treasurer*
 - *Manuel Rivas, Jr. | Deputy Executive Director, Operations & Member Services*

INFORMATIONAL ITEMS

9. Advocacy Priorities Report
 - *Darby Kernan, Deputy Executive Director, Legislative Affairs*
10. CSAC Finance Corporation Report *Page 16-26*
 - *Supervisor Leonard Moty | President, CSAC FC*
 - *Alan Fernandes | Chief Executive Officer, CSAC FC*
11. Communications and Member Services Report *Page 27-28*
 - *Manuel Rivas, Jr. | Deputy Executive Director, Operations & Member Services*
 - *David Liebler | Director, Public Affairs & Member Services*
12. California Counties Foundation Report *Page 29-33*
 - *Manuel Rivas, Jr. | Deputy Executive Director, Operations & Member Services*
 - *Chastity Benson | Director, Operations & Educational Programs*
13. Informational Items without Presentation
 - *CSAC Litigation Coordination Program* *Page 34-35*
 - *2021 Calendar of Events (Revised)* *Page 36*
14. Public Comment

12:30 PM **ADJOURN**

**If requested, this agenda will be made available in appropriate alternative formats to persons with a disability. Please contact Korina Jones kjones@counties.org or (916) 327-7500 if you require modification or accommodation in order to participate in the meeting.*

BY VIRTUAL TELECONFERENCE ONLY

Pursuant to the provisions of California Governor's Executive Order N-29-20, issued on March 17, 2020, this meeting will be held as a virtual meeting only. Members of the public may access the meeting using the Zoom access link above. Public comments may be made using the "raise hand" function on Zoom, or may be submitted in writing electronically before or during the meeting on any matter on the agenda or any matter with the Executive Committee's subject matter jurisdiction, regardless of whether it is on the agenda for Executive Committee consideration or action, by sending an email to: kjones@counties.org.



United States of America
Pledge of Allegiance



California State Association of Counties®



OFFICERS

President

James Gore
Sonoma County

1st Vice President

Ed Valenzuela
Siskiyou County

2nd Vice President

Chuck Washington
Riverside County

Past President

Lisa A. Bartlett
Orange County



EXECUTIVE DIRECTOR

Graham Knaus

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE
2021

PRESIDENT:	James Gore,	Sonoma County
1 ST VICE PRESIDENT:	Ed Valenzuela,	Siskiyou County
2 ND VICE PRESIDENT:	Chuck Washington,	Riverside County
IMMEDIATE PAST PRESIDENT:	Lisa Bartlett,	Orange County

URBAN CAUCUS

Keith Carson, Alameda County
Susan Ellenberg, Santa Clara County
John Gioia, Contra Costa County
Carole Groom, San Mateo County
Kelly Long, Ventura County
Kathryn Barger, Los Angeles County
Buddy Mendes, Fresno County (alternate)

SUBURBAN CAUCUS

Luis Alejo, Monterey County
Diane Dillon, Napa County
Erin Hannigan, Solano County
Bruce Gibson, San Luis Obispo County (alternate)

RURAL CAUCUS

Craig Pedersen, Kings County
Sue Novasel, El Dorado County
Jeff Griffiths, Inyo County (alternate)

EX OFFICIO MEMBER

Leonard Moty, Shasta County, Treasurer

ADVISORS

John Beiers, County Counsels' Association, Past President, San Mateo County
Frank Kim, Orange County CEO, California Association of County Executives, President



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Riverside County

Past President

Lisa A. Bartlett
Orange County



EXECUTIVE DIRECTOR

Graham Knaus

March 11, 2021

TO: CSAC Executive Committee

FROM: Graham Knaus | Executive Director

SUBJECT: Executive Director's Report

This item provides an opportunity to discuss the state of the Association and core priorities as well as refine the strategic approach to advocacy and communications through Executive Committee input.



OFFICERS

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Sonoma County

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Ed Valenzuela
Siskiyou County

2nd Vice President

Chuck Washington
Riverside County

Past President

Lisa A. Bartlett
Orange County



EXECUTIVE DIRECTOR

Graham Knaus

Date: March 11, 2021

TO: CSAC Executive Committee

FROM: Broadband Working Group
Geoff Neill, Legislative Representative of Government Finance and Administration
Darby Kernan, Deputy Executive Director of Legislative Affairs

SUBJECT: Broadband Legislative Update

The pandemic’s effects—from distance-learning to telecommuting to sheltering at home—have brought into sharp relief the long-standing divide between Californians with reliable broadband at home and those without, elevating its importance with state legislative leaders and the Governor. CSAC’s board of directors has identified broadband funding and reform as a top legislative priority for the association this year.

At the beginning of the year, the CSAC Officers appointed the Broadband Working Group which is led by Supervisors John Peters (Mono), Chuck Washington (Riverside), and Luis Alejo (Monterey). The working group has met on two occasions and going forward will be meeting twice a month. The Working Group has gone over the legislative proposals and has recommended CSAC make a one-time \$8 billion investment request that will allow California to build future-proof broadband infrastructure to all unserved premises in the state and provide equipment, training, language access, and other services to those who need them.

- **\$2.2 billion** to complete California’s middle mile network with open access fiber.
- **\$4.6 billion** for 100/10 Mbps fiber optics to every structure without it.
- **\$1.2 billion** for programs to increase adoption, including devices, digital skills training, and language access.

In addition CSAC is working on the following legislation that is connected to closing the broadband divide.

AB 34, by Assembly Members Al Muratsuchi, Eduardo Garcia, and Miguel Santiago, would put a state general obligation bond on the November 2022 ballot. The Broadband Bond would provide \$10 billion to build municipal-owned fiber networks, with a priority on unserved and disadvantaged communities. The networks would support job creation and economic development, public education, telecommuting, telehealth-telemedicine, emergency response and preparedness, and other public services. The Department of Technology would distribute the fund upon appropriation from the Legislature.

Two other bills, **SB 4**, by Senator Lena Gonzalez, and **AB 14**, by Assembly Member Cecilia Aguiar-Curry, would reform the CASF programs that subsidize broadband infrastructure projects in unserved and underserved communities. Last year, differing visions for these reforms resulted in neither author’s bill passing. This year, the two legislators are co-authoring each other’s bills and have committed to reaching agreement. The much-needed reforms include:

- Making more money available through the CASF programs.
- Authorizing a revenue bond of up to \$1 billion based on CASF revenue.

- Explicitly allowing counties to build and operate internet access services.
- Developing a model policy for streamlined land use approval and permit processes for broadband infrastructure.
- Prioritizing last-mile projects in unserved areas.
- Limiting the ability for incumbent providers to block other applicants' projects.

Other bills worth mentioning, but without any substantive language yet, include AB 41, by Assembly Member Jim Wood, which would strengthen California's "Dig Once" policy to put conduit in state highways during construction projects, and SB 28, by Senator Anna Caballero, which would aim to improve rural broadband and reform DIVCA, the 2006 law that transferred franchise authority for television and internet services to the state from counties and cities. A handful of other bills address the issue of permit streamlining, which internet service providers and telecommunication companies would like to see improved.

CALIFORNIA STATE ASSOCIATION OF COUNTIES
EXECUTIVE COMMITTEE
January 14, 2021

Zoom: <https://us02web.zoom.us/j/87215679447?pwd=dk1sdWVCSmpGYmZVY1N4T1hpKzkyQT09>

Conference Line: (669) 900-6833

Meeting ID: 872 1567 9447 | Password: 278330

MINUTES

1. Roll Call

OFFICERS

James Gore | *President*

Ed Valenzuela | *1st Vice President*

Chuck Washington | *2nd Vice President*

Lisa Bartlett | *Immediate Past President*

CSAC STAFF

Graham Knaus | *Executive Director*

Manuel Rivas, Jr. | *Deputy Executive Director,
Operations & Member Services*

Darby Kernan | *Deputy Executive Director,
Legislative Services*

ADVISORS

John Beiers | *County Counsels' Association,
San Mateo County*

Frank Kim | *Orange County CEO, California
Association of County Executives, President*

SUPERVISORS

Keith Carson | *Alameda County*

Susan Ellenberg | *Santa Clara County*

John Gioia | *Contra Costa County*

Carole Groom | *San Mateo County (absent)*

Kelly Long | *Ventura County*

Kathryn Barger | *Los Angeles County*

Buddy Mendes | *Fresno County*

Luis Alejo | *Monterey County*

Diane Dillon | *Napa County*

Erin Hannigan | *Solano County*

Bruce Gibson | *San Luis Obispo County*

Craig Pedersen | *Kings County*

Sue Novasel | *El Dorado County*

Jeff Griffiths | *Inyo County*

EX OFFICIO MEMBER

Ed Scofield | *Treasurer, Nevada County (absent)*

2. Executive Director's Report

Graham Knaus introduced the Governor's Cabinet Secretary, Ana Matosantos, and the Director of the California Department of Finance, Keely Bosler, to discuss vaccine distribution. Secretary Matosantos expressed the need to collectively focus on administering vaccine because that will affect that rate at which the state receives it. The state has requested vaccine allocation from the federal government on a per capita basis, but the Feds are concerned that our state is not vaccinating quickly enough. Secretary Matosantos said she would share the state's report that shows vaccine distribution, allocation and administration data. Director Bosler emphasized that we are in an emergency response posture when it comes to vaccine distribution. While there is an allocation in the state budget, it's just an estimate. They want to make sure federal money continues to flow to counties and the state will fill in with funds where needed. Ryan Miller, Assistant Budget Program Manager for the Department of Finance, said that on the Federal side, California is getting around \$1.7 billion for testing activities. This is in addition to \$575 million that's going directly to LA County and \$350 million for vaccines. They currently are working to interpret guidance received yesterday from CDPH regarding the use of these funds.

3. Minute Mics: Executive Committee Roundtable – *What’s going on in your county?*

Chuck Washington / Riverside County – We need to work harder to make sure the state understands what’s going on with counties to improve our outcomes.

Ed Valenzuela / Siskiyou County - Rural counties need more vaccines right now.

John Gioia / Contra Costa County – Hospital provider patients are coming to the county to get vaccines so they are trying to get hospitals to ramp up. Their online appointment system will be expanding to those 65+. The county has several alternate care sites set up that they hope won’t have to use.

Buddy Mendes / Fresno County – Fresno County needs more vaccine. The county has a farmworker program that they’re ready to roll out but they don’t have enough vaccine.

Susan Ellenberg / Santa Clara County – Santa Clara County is doing well on logistics. They have sufficient venues and workers but they need more vaccine.

Bruce Gibson / San Luis Obispo County – San Luis Obispo County has a vaccine task force that meets weekly. This group is made up of hospitals, health care providers and social service providers, so there is a good level of coordination. We need to press the state on the accuracy of their data otherwise we’re flying blind.

Kelly Long / Ventura County – Supervisor Long is concerned that the state may not have the correct vaccination numbers. Public gatherings are an issue as people are gathering at homes since restaurants are closed. Business owners are very upset because some are not following the rules.

Erin Hannigan / Solano County – Supervisor Hannigan is in communication with her public health team to see if the state’s data is correct. They do have members of the business community not following guidance; it’s been especially tough with restaurants not being able to open outdoors and she understands their frustration.

Jeff Griffiths / Inyo County – The vaccine roll out has gone smoothly in Inyo County. They have seen discrepancies in reporting of cases and testing on reservations as well as with the Indian Health Service. COVID is raging through their community. Their hospitals are overwhelmed and they’ve lost some community leaders. Inyo’s commercial airport scheduled to receive flights this summer for first time ever and the county staff is preparing to move into a new office building.

Sue Novasel / El Dorado County – El Dorado County has two private hospitals and they’re trying to get first responders and the tier 1a group vaccinated. They recently switched coordination from the public health office to OES. Instead of threatening our counties to take away resources, the state should offer to help those that need a helping hand.

Lisa Bartlett / Orange County – Orange County is getting ready to open up their Be Well OC campus, which is a P3 partnership with hospitals and the county health care system. It has 96 mental/behavioral health beds and assists with everything from crisis stabilization to addiction treatment to substance abuse, etc. Orange County hospitals were overwhelmed and didn’t have bandwidth to vaccinate so they opened up a super pod in the Disneyland parking lot. 20,000 residents went to the Othena.com app to register and schedule their vaccinations. The county gave 3,000 vaccinations yesterday and hopes to ramp up to 7,500 daily. The county plans to open more super pods, mini pods and mobile pods.

Kathryn Barger / Los Angeles County. The state’s messaging surrounding vaccinations is very frustrating and the most recent announcement without any warning was even more confusing. The messaging needs to make sense. Kaiser was aggressively vaccinating 75+ and then immediately moved to 65+ when the announcement was made. Why can Kaiser do it but the counties can’t? LA County has also set up super pods, including one at Dodger stadium.

Luis Alejo / Monterey County – Monterey County is putting additional focus on the agricultural workforce. Over 42,000 workers will be coming into the county and this population is not the easiest to convince to get vaccinated. The county is doing special planning with farmers and labor unions and needs to open more work sites to vaccinate essential workers. Supervisor Alejo agreed to be a lead on the translation of messages for Spanish speakers.

Diane Dillon / Napa County – Supervisor Dillon likes the idea of looking at vaccinating in a multi-county way. They have had to turn away volunteers because they didn’t have enough vaccine to deliver. Counties are not stockpiling vaccine; it’s the hospitals who are worried they won’t get second doses. Napa has scheduled clinics, per the state’s new announcement, and they’re not sure they will get the vaccines in time. We have to prioritize vaccinating 75+ because they’re in the ones in the ICU’s.

Leonard Moty / Shasta County – Supervisor Moty agrees that the new tiered system description is terrible. Shasta County has two supervisors who are promoting radicals in their county to act like those in the D.C. riots, as referenced in the LA Times article last weekend. Supervisor Moty is not sure what’s going to happen moving forward because their board chair is allowing it.

Keith Carson / Alameda County – There is a coalition of 9 Bay Area counties that have been convening for about 3 months surrounding COVID. This group works with the Bay Area Counsel, Public Health Officers and Public Information Officers in an effort to consolidate the way they are communicating. They have been able to solicit support and engagement of several key businesses, including Kaiser, and they are attempting to bring Pixar to the table. They are getting ready to roll out a big campaign and Kaiser is investing significant dollars to help with this effort.

4. Discussion of Governor’s January Budget Impact

Graham Knaus discussed CSAC’s 2021 Advocacy Priorities, which were approved by the Board of Directors at the November 2020 meeting. The short priority list includes COVID-19, county fiscal stability, broadband, homelessness, resiliency and behavioral health. Those are the first six core priorities that were adopted by the board, all of which were addressed in the state budget. Darby Kernan presented that the January budget looks better than what we saw at the May revise. Unfortunately, there are two critical areas that the administration lacked investment: public health and broadband. Each legislative representative highlighted key areas in the budget that fall within their policy area:

Josh Gauger / Administration of Justice: The budget is investing \$1.75 billion in homelessness, with \$750 million in one-time money for Project Homekey. We will continue to work on DJJ realignment implementation and clean-up legislation. The budget also allocates \$50 million directly to county probation departments and \$200 million to counties for the time state inmates have spent in county jail facilities.

Catherine Freeman / Agriculture, Environment and Natural Resources: The budget allocated \$1 billion for wildfire and mitigation, which follows two years of hard work by county and local government. The proposal is to spend \$300 million in current year and \$700 million next year for fire prevention. Unfortunately, there was no local government support funding for organics recycling. Instead the proposal shifts personnel from local assistance to compliance and enforcement. The state will be working on consolidation of cannabis regulations to streamline permitting and regulatory work.

Geoff Neill / Government Finance and Administration: Geoff expressed his disappointment in the lack of any real proposal on broadband. Their hope was for specific investment in building out infrastructure and increasing adoption rates by adopting the action plan that the Broadband Council recently approved. There are two smaller tax proposals that would affect counties. One is related to property tax and will allow companies that construct or add electric vehicle charging/hydrogen fueling stations to avoid paying property taxes on the new construction for ten years. The other is related to sales tax and would double an existing program for certain types of manufacturing equipment purchases. This reduces sales tax revenue for local governments.

Justin Garrett / Human Services: Overall realignment revenue looks good for current year. The Governor's budget projects a 5.6% increase this year but a 1.9% decline next year in 2021-22. The Master Plan for Aging was released last week and there is some funding available. This funding includes \$250 million for preventing homelessness among older adults by acquisition of residential facilities for the elderly and an additional \$5 million placeholder for additional proposals. Nutrition assistance is another critical need that has grown during the pandemic. The budget includes a \$182 million increase for county administrative funding for Cal Fresh and \$30 million for food banks.

Farrah McDaid Ting / Health and Behavioral Health: This budget contains a historic investment in the county behavioral health system. The main proposal is \$750 million in state general fund to help counties create more mental health housing placements. There was no clear investment in local efforts for vaccinations or contact tracing and we're working to make sure counties get funding in this area. We believe the \$372 million in the budget for COVID should go to local government.

Roshena Duree / Legislative Analyst for Health and Human Services: This budget includes \$1.1 billion for CalAIM investments and initiatives and \$450 million for student mental health programs. There were several flexibilities granted during the COVID-19 pandemic, including an extension on Mental Health Services Act flexibilities as well as money in the budget for making some telehealth flexibilities permanent.

Chris Lee / Legislative Representative for Housing, Land Use and Transportation: There was significant funding for affordable housing, including \$500 million for an additional round of infill infrastructure grants and an additional one time investment of \$500 million for state housing tax credits. The budget included \$4.3 million for additional enforcement of state housing laws. It also included a proposal on the rental assistance program from the federal COVID-19 relief bill with \$1.2 billion going directly to counties/cities with over 200k population. The other \$1.4 billion will be controlled by the state. On transportation, they worked closely with the transportation commission on a proposal to provide SB1 maintenance of effort relief and they were told there will be trailer bill language on that.

Lastly, \$900 million was allocated to California through CalTrans from the Federal aid bill and we're trying to get a slice of that money.

5. Approval of Minutes from October 8, 2020 & November 5, 2020

A motion to approve the meeting minutes from October 8, 2020 and November 5, 2020 was made by Supervisor Alejo; second by Supervisor Griffiths. Motion carried unanimously.

6. Approval of Updated 2020-2021 Board of Directors Nominations

A motion to approve the Updated 2020-2021 Board of Directors Nominations was made by Supervisor Gibson; second by Supervisor Washington. Motion carried unanimously.

7. Appointment of CSAC Treasurer, NACo Board & WIR Representatives

A motion to approve the Appointment of the CSAC Treasurer, NACo Board & WIR Representatives was made by Supervisor Bartlett; second by Supervisor Long. Motion carried unanimously.

8. Appointment of CSAC Policy Committee Chairs, Vice Chairs and Working Groups

A motion to approve the Appointment of CSAC Policy Committee Chairs, Vice Chairs and Working Groups was made by Supervisor Barger; second by Supervisor Gioia and Supervisor Griffiths. Motion carried unanimously.

9. CSAC Finance Corporation Board Report and Appointment of Board Members

Supervisor Leonard Moty, Finance Corporation President, presented the process of recommending and appointing members the Finance Corporation Board of Directors. Their recommendations include:

- Lisa Bartlett, Orange County
- Leonard Moty, Shasta County
- Susan Muranishi, Alameda County
- Ryan Alsop, Kern County

A motion to approve the Appointment of the Finance Corporation Board Members was made by Supervisor Washington; second by Supervisor Long. Motion carried unanimously.

Alan Fernandes, Chief Executive Officer of the Finance Corporation, gave a brief overview of the objectives and mission of the Finance Corporation and highlighted the Corporate Associates' Program and business partnerships.

10. Approval of Amended CSAC Policies and Procedures Manual

Graham Knaus explained the proposed update as it relates to taking a position on a ballot initiative at Board of Directors meetings.

A motion to approve the Amended CSAC Policies and Procedures Manual was made by Supervisor Valenzuela; second by Supervisor Griffiths. Motion carried unanimously.

11. Communications and Member Services Report

Manuel Rivas, Jr., presented that CSAC's goal is to continue being proactive in our communications. Key priorities include continuing to amplify advocacy efforts and compliment what our legislative team is doing, keeping our well-established relationships with media, keeping our members informed and continuing to tell the county story. David Liebler, Director of Public Affairs and Member Services, addressed CSAC's communications strategy on vaccine roll-out. The Association realizes that not all counties have dedicated PIO's. He requested that board members let CSAC know if there's anything we can do at the local level as we can help with resources.

12. California Counties Foundation Report

Chastity Benson, Director of Operations and Educational Programs for the Foundation, informed the Executive Committee that the Winter/Spring Institute schedule has been released and the response and registration has been fantastic. The Institute is starting their partnership with Alameda County in March. The Education Committee has been meeting regularly and will begin to offer additional education in the areas of diversity, equity and inclusion. They are planning a larger forum surrounding that area. The December New Supervisors Institute was very successful, with the second session scheduled for March 4th and 5th.

Meeting was adjourned. The next Executive Committee meeting will be held on March 11th, 2021.



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Riverside County

Past President
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Orange County

EXECUTIVE DIRECTOR
Graham Knaus

March 11, 2021

TO: CSAC Executive Committee

FROM: Graham Knaus, Executive Director
Manuel Rivas, Jr., Deputy Executive Director of Operations and Member Services
Darby Kernan, Deputy Executive Director of Legislative Affairs

SUBJECT: Approval of Additional Appointments for the CSAC 2020 – 2021 Board of Directors

Background: The CSAC Constitution indicates that each county board shall nominate one or more directors to serve on the CSAC Board of Directors for a one-year term commencing with the Annual Meeting. The CSAC Executive Committee appoints one director for each member county from the nominations received.

For counties that do not submit nominations, the appointed supervisor from the preceding year will continue to serve until such county board nominates, and the Executive Committee appoints, a supervisor to serve on the CSAC Board.

The highlighted names denote additional responses received for 2020-2021. The recommended appointments are in addition to those approved on October 8th, 2020, November 5th, 2020 and January 14th, 2021.

2020 - 2021 CSAC BOARD OF DIRECTORS + ALTERNATES				
COUNTY	CAUCUS	DIRECTOR	ALTERNATE(S)	CHANGE FROM 2020
Alameda	U	Keith Carson	Scott Haggerty	NONE
Alpine	R	Terry Woodrow	Ron Hames	NONE
Amador	R	Richard Forster	Jeff Brown	NONE
Butte	S	Debra Lucero	Tami Ritter	NONE
Calaveras	R	Merita Callaway	Benjamin Stopper	NONE
Colusa	R	Kent Boes	Merced Corona	YES
Contra Costa	U	John Gioia	Karen Mitchoff	NONE
Del Norte	R	Chris Howard	Gerry Hemmingsen	NONE
El Dorado	R	Sue Novasel	John Hidahl	YES
Fresno	U	Buddy Mendes	Nathan Magsig	NONE
Glenn	R	Keith Corum	Grant Carmon	NEW ALTERNATE
Humboldt	R	Virginia Bass	Rex Bohn	NEW BOARD MEMBER
Imperial	S	Raymond Castillo	Jesus Escobar	NEW ALTERNATE
Inyo	R	Jeff Griffiths	Rick Pucci	NEW ALTERNATE
Kern	S	Zack Scrivner	Leticia Perez	NONE
Kings	R	Craig Pedersen	Doug Verboon	NONE
Lake	R	Bruno Sabatier	Tina Scott	NONE

Lassen	R	Chris Gallagher	Gary Bridges	NEW ALTERNATE
Los Angeles	U	Kathryn Barger	Hilda Solis	YES
Madera	R	David Rogers	Leticia Gonzalez	NEW ALTERNATE
Marin	S	Damon Connolly	Stephanie Moulton-Peters	NEW ALTERNATE
Mariposa	R	Miles Menetrey	Rosemarie Smallcombe, Thomas Sweeney, Marshall Long, and Wayne Forsythe	NEW ALTERNATE
Mendocino	R	John Haschak	Ted Williams	YES
Merced	S	Scott Silveira	Josh Pedrozo	YES
Modoc	R	Ned Coe	Elizabeth Cavasso	NEW BOARD MEMBER
Mono	R	John Peters	Jennifer Kreitz	NONE
Monterey	S	Luis Alejo	Wendy Root Askey	NEW ALTERNATE
Napa	S	Diane Dillon	Ryan Gregory	NONE
Nevada	R	Heidi Hall	Ed Scofield	YES
Orange	U	Lisa Bartlett	Doug Chaffee	NONE
Placer	S	Bonnie Gore		NONE
Plumas	R	Greg Hagwood	Jeff Engel	NEW BOARD MEMBER
Riverside	U	Chuck Washington	V. Manuel Perez	NONE
Sacramento	U	Sue Frost	Phil Serna	NEW BOARD MEMBER
San Benito	R	Bob Tiffany	Bea Gonzalez	YES
San Bernardino	U	Janice Rutherford	Paul Cook	NEW ALTERNATE
San Diego	U	Nora Vargas	Joel Anderson	YES
San Francisco	U	Rafael Mandelman		NEW BOARD MEMBER
San Joaquin	U	Chuck Winn	Tom Patti	YES
San Luis Obispo	S	Bruce Gibson	John Peschong	NEW ALTERNATE
San Mateo	U	Carole Groom		NONE
Santa Barbara	S	Das Williams	Gregg Hart	NONE
Santa Clara	U	Susan Ellenberg	Cindy Chavez	NONE
Santa Cruz	S	Bruce McPherson	Zach Friend	NEW ALTERNATE
Shasta	S	Leonard Moty	Joe Chimenti	NONE
Sierra	R	Lee Adams	Peter Huebner	NONE
Siskiyou	R	Ed Valenzuela	Brandon Criss	NONE
Solano	S	Erin Hannigan	Monica Brown	NONE
Sonoma	S	Lynda Hopkins	David Rabbitt	YES
Stanislaus	S	Vito Chiesa	Chance Condit	NEW ALTERNATE
Sutter	R	Dan Flores	Mike Ziegenmeyer	NEW ALTERNATE
Tehama	R	Robert Williams	Dennis Garton	NONE
Trinity	R	Keith Groves	Jill Cox	YES
Tulare	S	Amy Shuklian	Kuyler Crocker	NONE

Tuolumne	R	Ryan Campbell	Daniel Anaiah Kirk	NEW BOARD MEMBER
Ventura	U	Kelly Long	Matt LaVere	NEW ALTERNATE
Yolo	S	Jim Provenza	Oscar Villegas	NONE
Yuba	R	Gary Bradford	Randy Fletcher	NEW ALTERNATE

Consideration of the CSAC Proposed Budget
and Salary Schedule for FY 2021-22

See Separate Attachment



March 11, 2021

To: CSAC Executive Committee

From: Leonard Moty, President
Alan Fernandes, Chief Executive Officer

RE: CSAC Finance Corporation Update

The CSAC Finance Corporation programs continue to serve our members, other local public agencies and California residents despite the many challenges over the past year.

Business Program Updates

There are three programs to highlight at the time of this meeting, the California Statewide Communities Development Authority (CSCDA), Easy Smart Pay (ESP) and the California Cannabis Authority (CCA).

First, CSCDA which for three decades has been the flagship program of the CSAC Finance Corporation. CSCDA and its many financing programs are thriving as the agency has done well to diversify its offerings over the course of its 30-year history. Among the newest financing programs of CSCDA is the workforce housing initiative, which seeks to address the housing crisis for working families in California. We are planning a webinar on this program in the coming months

In addition, ESP, which is a property tax payment portal currently serving 4 counties, will look to expand in the coming year to be accessible to any interested county. Recently, legislation has been introduced which seeks to encourage counties to collect monthly property taxes using ACH, which is a feature currently available through the ESP portal. In addition, we are exploring programs that would allow taxpayers greater features and customization when paying taxes, which we hope to initiate a pilot program in the next tax year.

Finally, the CCA is a joint powers authority that was created to ameliorate the cannabis banking issue while also assisting those counties that license, regulate and tax cannabis. This year, continued focus will remain on encouraging the state to partner with CCA to improve that overall cannabis regulatory system in California to promote a healthy and safe cannabis industry.

Attached please find the full list of our programs, and the latest Corporate Associates Program list. For more information on the CSAC Finance Corporation please visit our website at: (www.csacfc.org), call us at (916) 650-8137, or email Alan Fernandes (alan@csacfc.org), or Jim Manker (jim@csacfc.org).



Alan Fernandes, Chief Executive Officer
alan@csacfc.org or 916.650.8175

Jim Manker, Director of Business Development
jim@csacfc.org or 916.650.8107

The CSAC Finance Corporation offers value-added products and services to California’s counties, their employees and retirees as well as other forms of local government. Our programs are designed to assist county governments in reducing costs, improving services, and increasing efficiency. Our offerings provide the best overall local government pricing and the revenue generated by the CSAC Finance Corporation supports CSAC’s advocacy efforts on behalf of California’s counties.

Program Summary

Financing

CSCDA

Cathy Bando

www.cscda.org



The California Statewide Communities Development Authority (CSCDA) was created in 1988, under California’s Joint Exercise of Powers Act, to provide California’s local governments with an effective tool for the timely financing of community-based public benefit projects. Currently, more than 500 cities, counties and special districts have become Program Participants to CSCDA – which serves as their conduit issuer and provides access to an efficient mechanism to finance locally-approved projects. CSCDA helps local governments build community infrastructure, provide affordable housing, create jobs, make access available to quality healthcare and education, and more.

Deferred Compensation

Nationwide

Rob Bilo

www.nrsforu.com



The Nationwide Retirement Solutions program is the largest deferred compensation program in the country for county employees. In California, over 65,000 county employees save for their retirement using this flexible, cost-effective employee benefit program. This program is the only one with a national oversight committee consisting of elected and appointed county officials who are plan participants. Additionally, an advisory committee comprised of California county officials provides additional feedback and oversight for this supplemental retirement program. Currently 32 counties in California have chosen Nationwide to help their employees save for retirement.

Investing

CalTRUST

Laura Labanieh

www.caltrust.org



The Investment Trust of California (CalTRUST) is a JPA established by public agencies in California for the purpose of pooling and investing local agency funds - operating reserves as well as bond proceeds. CalTRUST offers the option of five accounts to provide participating agencies with a convenient method of pooling funds – a liquidity fund, a government fund, a short-term, and a medium-term, and a new ESG compliant money market fund. Each account seeks to attain as high a level of current income as is consistent with the preservation of principle. This program is a great option to diversify investments!



Discounted Prescription Drugs

Coast2CoastRx

Marty Dettelbach

www.coast2coastrx.com

The Coast2Coast Discount Prescription Card is available at no-cost to the county or taxpayers and will save county residents up to 75% on brand name and generic prescription drugs. The Coast2Coast program is already being used by over 35 counties in California. Not only does it offer savings to users, your county will receive \$1.25 from Coast2Coast for every prescription filled by a cardholder.



Cyber Security and Technology

Synoptek Eric Westrom www.synoptek.com

The CSAC FC and Synoptek have partnered to offer a human firewall training program and fraud assessment. The human firewall program is a training program whereby a comprehensive approach is initiated that integrates baseline testing, using mock attacks, engaging interactive web-based training, and continuous assessment through simulated phishing attacks to build a more resilient and secure organization. Synoptek offers a wide range of security technology offerings to aid your county in remaining vigilant and secure.

Property Tax Payment Portal



Easy Smart Pay Alan Fernandes www.easysmartpay.net

East Smart Pay is a product of Smart Easy Pay, a corporation formed by the CSAC Finance Corporation to help residents throughout California streamline their property tax payments. Through the Easy Smart Pay platform residents can pay their property taxes in installments via ACH or credit card with preferred processing fees. This program is currently being piloted in San Luis Obispo County.

Revenue Collection



CalTRECS Jim Manker www.csacfc.org

The CSAC FC has joined with NACo FSC to develop the California Tax Recovery and Compliance System (CalTRECS) program to help counties collect outstanding debts in a timely, cost-effective manner. The debt offset service allows counties and other local government to compile and submit their delinquencies for offset against pending state personal income tax refunds and lottery winnings.

Cannabis Compliance



CCA Greg Turner www.cca.ca.gov

The California Cannabis Authority is a Joint Powers Authority established by county governments to develop and manage a statewide data platform. The platform will assist local governments that are regulating commercial cannabis activity by consolidating data from different channels into one resource to help local governments ensure maximum regulatory and tax compliance. In addition, the platform can help to facilitate financial services to the cannabis industry by linking willing financial institutions with interested businesses, and by providing critical data to ensure that all transactions and deposits are from legal transactions.

Information & Referral Services



211 California Alan Fernandes www.211california.org

The CSAC FC manages 211 California which is a network of the 211 systems throughout California. These critical agencies serve county residents by providing trusted connectivity to community, health, and social services. During times of disaster and recovery, 211 organizations are vital to assist residents find critical services and information.



Business Intelligence Services

Procure America Todd Main www.procureamerica.org

Procure America provides its clients with analytics and strategies that result in greater performance at lower costs. By leveraging decades of industry experience, Procure America generates an average savings of 34%, all while increasing operational efficiency, vendor accountability, and service levels. Procure America's experts have deep, industry-specific experience and will analyze all aspects of the supplier relationship-contractual, operational and invoice compliance. Knowledge, information and focus delivers results.



Employee Health and Wellness Solutions

Optum Rally Jennifer Schlecht www.optum.com

Optum aspires to improve experiences and outcomes for everyone we serve while reducing the total cost of care. For individuals and families, Optum provides health care services, pharmacy services and health care financial services. For organizations, Optum provides business services and technology to health plans, providers, employers, life sciences and government.



Liquidity Management Services

CashVest by Three + One Chase Broffman www.threeplusone.us

CashVest® provides liquidity analysis and FinTech data services for counties and other public entities. This program is a new opportunity to help manage your organization's funds as a revenue-generating asset, identify the current marketplace value of your cash, and use time horizon data to maximize the value of all your financial resources.

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EXECUTIVE DIRECTOR

Graham Knaus

March 11, 2021

TO: CSAC Executive Committee

FROM: Manuel Rivas, Jr., Deputy Executive Director of Operations and Member Services
David Liebler, Director of Public Affairs and Member Services

SUBJECT: Communications and Member Services Report

Communications

Earned Media. The Governor’s proposed budget announcement and concerns over vaccine distribution have kept CSAC top of mind for reporters during the first two months of 2021. Since January 1, 2021, CSAC has fielded 25 media inquiries from major outlets including Politico, Sacramento Bee, KNX LA, KGO Bay Area, CalMatters, Kaiser Health News, San Francisco Chronicle among others. For comparison, CSAC received just 12 media inquiries over the same timeframe in 2000 and 16 in 2019.

CSAC has recorded 25 media mentions since the beginning of the year. While the majority of these mentions relate to CSAC’s media inquiries and proactive outreach, about a third of the mentions relate to other issues or name County Supervisors who serve on the CSAC Board of Directors. It’s important to note that the Association does not employ a costly formal clipping service and manually tracks its mentions, so actual media mentions are likely higher than what is reported.

Social Media. CSAC continues to emphasize its focus on vaccine-related messaging to begin 2021, including the important role California Counties play in the distribution of vaccines and the need for more doses. At the same time, this is complemented with our ongoing campaign to ensure people are taking proper safety precautions to ensure public health continues.

During the first seven weeks of 2021, CSAC’s Twitter account has received 630,000 views. CSAC-created videos and graphics account for more than 210,000 -- approximately one-third of those views. Twitter analysis states that the average cost per impression -- if you were buying advertising space on the platform - is \$3.50. That translates into \$2.2 million worth of free exposure for CSAC tweets overall, and about \$735,000 worth of CSAC-generated tweets since Jan. 1. Using this same formula, CSAC tweets since last March equate to \$22 million worth of exposure.

Member Services

CSAC’s Virtual Legislative Conference. Anticipating that restrictions on large gatherings will still be in place this spring, CSAC will go virtual for its 2021 Legislative Conference – using the same platform and style we utilized for our 2020 Annual Meeting. The [conference agenda](#) will consist of a general session, workshops, CSAC Policy Committee and the Board of Directors Meetings, as well as miscellaneous events and other networking/meeting opportunities.

Conference dates remain unchanged -- the two-day meeting will be held April 21-23. We developed a schedule to eliminate conflicting meetings. Our workshops, scheduled for the morning of Thursday, April 22, will focus on two key issues: "Understanding the Basics of How Housing is Financed and Built" and "Reimagining the World of Work."

While most CSAC-related programming will be held during the first two days of the conference, we are planning for Friday meetings as necessary.

[Registration is now open](#) and will continue until April 16.

March 11, 2021

TO: CSAC Executive Committee
FROM: Manuel Rivas, Jr., Chief Executive Officer
Chastity Benson, Interim Director of Operations & Educational Services
Ryan Souza, Program Director, CSAC Support Hub for Criminal Justice Programming

SUBJECT: California Counties Foundation Report

The California Counties Foundation (Foundation) is the non-profit foundation of CSAC that houses the CSAC William “Bill Chiat” Institute for Excellence in County Government, the CSAC Support Hub for Criminal Justice Programming, and manages charitable contributions and grants to improve educational opportunities for county supervisors, county executives, administrators and senior staff. The update below provides a brief overview of current Foundation activities.

Diversity, Equity & Inclusion Forum. CSAC and the California Counties Foundation will co-host a forum focusing on diversity, equity and inclusion. The forum will provide an opportunity for county leaders to learn more about local and state trends that create barriers to improve outcomes for communities impacted by systemic inequality. Participants will be able to share ideas, successes, and challenges, as they work to create pathways to successfully improve diversity and inclusion in California communities. The forum will be held via Zoom on April 8, 2021 from 9:00a.m. – 12:15p.m. Registration details will be shared soon.

County Campuses. The new Alameda County Institute campus is scheduled to begin on March 18, 2021. *California County Local Government 101* will be the first class in the 10-course leadership series for 40 Alameda County employees representing a diverse cross section of County departments.

In addition, the Foundation is in the final phase to enter into a Memorandum of Understanding with Solano County to begin a leadership program for 40 participants scheduled to start January 2021.

New Supervisors Institute. In response to the New Supervisors Institute survey, informational sessions will be offered to newly elected county supervisors in addition to the final two sessions scheduled for March 4–5, 2021 and July 8–10, 2021. Each session will provide an opportunity for new supervisors to connect with their peers and learn about topics of interest. Over 30 county supervisors participated in the first session held on February 17, 2021. The session allowed participants to share their experience as newly elected county officials and receive feedback from Institute facilitators (Solano County Supervisor Erin Hannigan and Robert Bendorf). The program also focused on how to leverage social media as a communication, marketing and branding tool. The session was facilitated by David Liebler and participants also had the opportunity to hear from Supervisors Gary Bradford and Luis Alejo. Overall, the networking/ informational session was well received and participants were engaged from beginning to end.

NACo Professional Development Academy Partnership. The Foundation has partnered with the National Association of Counties (NACo) Professional Development Academy (PDA) to enhance our

educational programming and allow us to offer their High Performance Leadership Academy (HPLA). The 12-week, online leadership program is fully facilitated by PhD staff of leadership coaches. The program complements the suite of CSAC Institute programs and allows us to provide more educational opportunities to emerging leaders. In the first couple of meetings with the team, we have recognized the value of offering HPLA as a pre-requisite program to some of the more advanced CSAC Institute programs. Additionally, NACo PDA programs provide flexibility to allow cohorts of participants based on job classification, region, and other areas of focus. This partnership is a \$0 cost initiative with the potential to generate additional revenue for Foundation educational programming. It is a win-win-win for the California Counties Foundation, NACo PDA, and most importantly, our county employees participating in the program to learn, grow, and achieve excellence in county government. To learn more about the NACo Leadership Academy please see the attached program overview and details about their next cohort that begins April 26, 2021.

MPA Program. The Institute continues to partner with the California State University San Bernardino to offer a Master of Public Administration (MPA) degree exclusively for county elected officials, executives, managers and staff. The first cohort will receive their MPA degree this Spring. A new cohort is set to begin in August 2021. Foundation and CSU San Bernardino staff are working closely to offer informational sessions for county participants in March and April 2021 in an effort to recruit new students for their Fall program.

CSAC Support Hub for Criminal Justice Programming

Grants Overview. There continue to be two main grant agreements under the CSAC Support Hub for Criminal Justice Programming. These grants are provided by:

1. The Laura and John Arnold Foundation, and
2. The Pew Charitable Trusts.

Both grants focus on the continuation, expansion, and sustainment of previous work between the Support Hub for Criminal Justice Programming and local counties to improve data-driven and evidence-based practices through a the Support Hub's [Strategic Framework](#). Both grants are tentatively slated to finish at the end of the 2021 calendar year.

The continuation of the COVID-19 pandemic continued to impact work within some of partner counties, mainly as a result of county bandwidth and staffing for ancillary projects. County collaboration with the Support Hub continues through virtual engagement via Zoom seminars and direct technical assistance focused on expanding county capacity for improving evidence-based and data-driven practices.

Grant Operations. In addition to direct technical assistance provided, the Support Hub continues to move forward on several concurrent initiatives.

Continuation of Seminar Series on (1) Programming and (2) Data and Evaluation

Having begun in October 2020 and occurring every month through July 2021, the Support Hub continues to hold two concurrent seminar series. Each of these seminar series are being held every

other month, allowing participants in partner counties to engage in both series by attending a once-monthly timeslot. Both series are intended to provide sufficient detail to engage partner counties to take substantive action in working toward Strategic Framework components, followed by direct technical assistance. Details on each seminar are included on the [Support Hub Seminar Series Webpage](#). Presently, there are over 100 participants signed up for each of the series with average attendance rates between 60-70%.

COVID-19 County Partnership Projects

As a result of additional funding provided by The John and Laura Arnold Foundation for COVID-19 related issues, the Support Hub was able to partner on two specific projects aimed to see impacts surrounding the COVID-19 pandemic.

- Santa Cruz County Juvenile Data Project. Santa Cruz County, recently featured in a Support Hub [article](#), continues to work with the Support Hub to leverage previous work done with the county on a Juvenile Hall analysis tool initially developed to review juvenile hall reductions and the relation to crime rates in the community during COVID-19. Santa Cruz is leveraging this review to help in the overall application of Juvenile operations with the county.
- Tulare County Probation Data Project. In light of COVID-19, Tulare county initiated work with the Support Hub to clean, merge, and analyze pretrial and jail data to estimate impacts of COVID on jail intakes and releases, and pretrial decision making. This analysis, now completed, was aimed to help Tulare county understand how the pandemic impacted operations within the county.

Siskiyou County Engages with the Support Hub

Most recently, Siskiyou county probation has begun working with the Support Hub on improving their county practices through components of the Strategic Framework, currently focusing on development of a Program Inventory and Evidence-Based Literature Review. Their initial work has been expeditious and enthusiastic surrounding the work and the Hub is hopeful to expand development from solely probation to a cross-agency review within the county.

A Look Ahead. The Support Hub, currently funded solely through grants, continues to review opportunities for additional funding, ultimately aiming to leverage the current foundational structure provided under the Strategic Framework. Current discussions include pursuing funding for further adult programming expansion to additional counties, additional funding to include additional components of the framework to current partner counties, and expansion to juvenile justice program development technical assistance. Finally, the CSAC Support Hub is continues development of a partnership with the California Policy Lab located within the University of California, Berkley subject to receiving grant funding for this opportunity. This partnership is designed to continue direct technical assistance while offering the ability for counties to enter a voluntary statewide data and research initiative for counties.

Even in the midst of the COVID-19 pandemic, the Support Hub remains enthusiastic about continuing to be a free resource to counties seeking to improve evidence-based and data-driven decision making and will keep stakeholders updated on progress in each of these areas.

We have one mission and one purpose: **To Make Leaders Better.**

The Professional Development Academy is a mentorship-based leadership development platform for frontline county professionals & high potential contributors. Our team is committed to helping develop frontline leaders to their fullest potential.

Top 5 reasons for enrollment in the Professional Development Academy

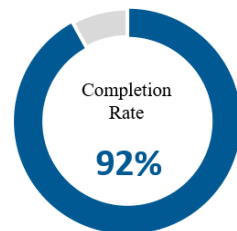
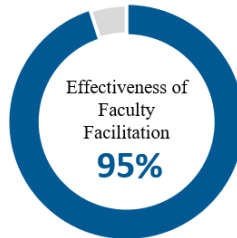
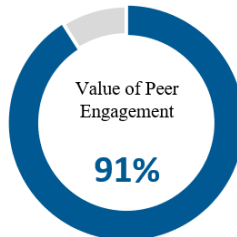
- 1 Drives employee retention.
- 2 Generates higher performance outcomes.
- 3 Increases employee engagement.
- 4 Establishes greater sense of value, connection and appreciation.
- 5 Develops an employer of choice brand that drives attraction of top talent for better recruitment.



“I would highly recommend the enrollment of supervisors or those aspiring to be leaders into the PDA. The investment in this academy is without a doubt beneficial. From week 1, I was able to utilize what I have learned to enhance my leadership skills.” Deputy Treasurer



“This program has caused me to examine my approach to the people I work with and the work challenges we face. I feel fortunate to have had the opportunity to participate.” Human Resources Director



Key points to remember

- **Efficient**
12 weeks in duration
- **Non-disruptive**
No travel required. 100% on-line guided mentorship journey with synchronous & asynchronous learning activities. (no time out of the office required!)
- **Scalable**
Intentionally designed to accommodate large volume of participants from global enterprises
- **Mentorship based model**
Virtual mentorship provided by Fortune 500 CEOs, CIOs, CISOs, CHROs, General Colin Powell, Marshall Goldsmith, and the world’s most respected leadership coaches
- **CPE credits**
Qualifies for 48 continuing education credits
- **Affordable**
\$2,495 per enrollee with volume discounts available. (Previously \$3,995)
- **Enrolling now**
Contact us regarding our next start, click: www.naco.org/skills or www.naco.org/cyberskills to register.

This is a 12-week online program with content provided by industry leading executives. The curriculum provides best practices in leadership, organizational development and change management, negotiation and collaboration, effective business communication, and how to deliver increased value from high performance county management.

Course 1: Leadership Mindset & Positive Engagement

This course provides insights from members of the program's National Leadership Board on the ways leaders shift their mindset from being excellent individual contributors to becoming highly effective leaders. The course also focuses on increasing empowerment and engagement to achieve individual, team and enterprise success. The second half of this course demonstrates how leaders enable "positively deviant" performance and engender positive culture and communication.

Course 2: Leading Effective Change

The emphasis of this course is to prepare participants to engage in change initiated by others and to drive effective change as an active change agent. This course illustrates three facets of organizational change, including planning, executing and sustaining successful change. A balance of theoretical and pragmatic insights allows participants to understand the strategic, financial or market-based reasons for change and drive toward breakthrough results.

Course 3: Communication and Collaboration

Participants learn and practice the skills needed to improve the quality of interpersonal communication in a variety of contexts. Participants will learn how to effectively speak the language of business and convey information across diverse stakeholder groups, as well as break down silos between business divisions to drive better decision making. Each participant will understand effective communication as it relates to leading others, managing conflict, providing and receiving feedback, and negotiating with the Mutual Gains Approach.

Course 4: Leading High Performance Teams

This closing course focuses on measures, metrics, and practices used across the enterprise to achieve high performance. Participants learn that business results – values and benefits – may differ from one company to the next and even from department to department within a single company, but the consistent variable is It's All About People.

COURSE 1: April 26th – May 21st

Module 1: Your Leadership Mindset
Module 2: Your Potential as a Positive Leader
Module 3: Positive Leadership and Your Team:
Empowerment & Engagement
Module 4: Leadership Rules and Your Oath

COURSE 2: May 24th – June 29th

Module 1: The Process of Change: Planning
Break Week: May 31st – June 4th
Module 2: The Process of Change: Executing
Module 3: The Process of Change: Sustaining
Module 4: Leadership Rules and Your Oath

COURSE 3: June 28th – July 23rd

Module 1: Speaking the Language of Business
Break Week: July 5th – July 9th
Module 2: Positive Communications
Module 3: Mutual Gains Approach

COURSE 4: July 26th – July 30th

Module 1: It's All About People
Graduation: July 30th



“Many frontline managers are exactly the people we cannot afford to lose. The NACo High Performance County Leadership Academy helps to retain these vital employees and helps enable them to be better leaders.”

Matt Chase, Executive Director, NACo



County Counsels' Association of California

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MEMORANDUM

To: Supervisor James Gore, President, and
Members of the CSAC Executive Committee

From: Jennifer Henning, Litigation Coordinator

Date: March 11, 2021

Re: Litigation Coordination Program Update

This memorandum will provide you with information on the Litigation Coordination Program's new case activity since your January 14, 2021 Executive Committee meeting. 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
Cook County, IL Los Angeles	-----	-----

In re T.G. (Los Angeles County Department of Children and Family Services v. Tamara S.)

58 Cal.App.5th 275 (2d Dist. Dec. 8, 2020)(B303987), *request for depublication pending* (filed Jan. 8, 2021)(S266476)

Status: Depublication Request Pending

This ICWA case involves the obligation of social services under Welfare and Institutions Code section 224.2 to make continued inquiries as to potential Indian heritage. The opinion addresses the version of section 224.2 that was in effect at the time these dependency proceedings took place, though the relevant provisions of the statute were amended effective September 2020. But as to the prior version of the statute, the court disagreed with prior court decisions and found a parent's mere statement of Indian ancestry (but not necessarily trial membership) constitutes a reason to believe an Indian child may be involved, thus triggering the requirement to make continued inquiries as to Indian heritage. LA County is seeking depublication, and CSAC has filed a letter in support. The request is pending.

March 11, 2021

Mays v. Dart

974 F.3d 810 (7th Cir. Sept. 8, 2020)(20-1792), *cert. petition pending* (filed Jan. 26, 2021)(20-990)

Status: Amicus Brief Filed Feb. 25, 2021; Cert Petition Pending

The basic issue in this case is whether the standard used to evaluate Eighth Amendment claims brought by pre-trial detainees in a jail is the same as claims brought by convicted inmates, or whether a lesser standard applies. In general, claims alleging cruel and unusual punishment in violation of the Eighth Amendment require the plaintiff to show a “deliberate indifference” to his or her rights. In 2015, the United States Supreme Court held that in excessive force claims brought by pretrial detainees, the plaintiff need only show the use of force was “objectively unreasonable” in order to prevail, a much lower bar than the usual “deliberate indifference” standard. Since 2015, the Courts of Appeal have been deeply divided on whether the lower “objectively unreasonable” standard applies to all claims brought by pretrial detainees, or only to excessive force claims. In 2018, CSAC filed amicus briefs in support of Orange County on this issue as applied to medical malpractice claims, arguing that the usual “deliberate indifference” standard should apply because the lesser standard would essentially turn constitutional claims made by pretrial detainees for deliberate indifference into medical malpractice claims. Unfortunately, we were not successful to getting the U.S. Supreme Court to hear that case. But the issue is presented again, this time in a case brought by pretrial detainees against the Cook County, Illinois sheriff challenging Covid-19 protocols in the county jail. Cook County is seeking U.S. Supreme Court review, and CSAC has filed a brief in support.

**California State Association of Counties
2021 Calendar of Events**

JANUARY

- 1 New Year's Day
- 14 CSAC Executive Committee Meeting | Virtual
- 18 Martin Luther King, Jr. Day

FEBRUARY

- 11 CSAC Board of Directors Meeting | Virtual
- 15 Presidents Day

MARCH

- 11 CSAC Executive Committee Meeting | Virtual
- 8 - 12 NACo Policy Steering Committee Meetings | Virtual
- 19 NACo Board of Directors Meeting | Virtual
- 24 - 26 NACo Legislative Conference | Virtual
- 31 Cesar Chavez Day

APRIL

- 8 CSAC Diversity, Equity & Inclusion Forum | Virtual
- 21 - 22 CSAC Legislative Conference | Virtual
- 22 CSAC Board of Directors Meeting | Virtual

MAY

- 31 Memorial Day

JUNE

- 2 - 4 CSAC Executive Committee Leadership Forum | San Diego
- 3 - 4 CSAC Finance Corporation Annual Meeting | San Diego
- TBA CSAC Regional Meeting | TBA

JULY

- 2 Independence Day (observed)
- 16 - 19 NACo Annual Conference | Travis County, Austin, Texas

AUGUST

- 12 CSAC Executive Committee Meeting | Sacramento

SEPTEMBER

- 2 CSAC Board of Directors Meeting | Sacramento
- 6 Labor Day
- TBA Regional Meeting | TBA

OCTOBER

- 11 Indigenous Peoples Day
- 13 - 15 Executive Committee Retreat | TBA

NOVEMBER

- 11 Veterans Day
- 25 Thanksgiving Day
- 29 - Dec 3 CSAC 127th Annual Meeting | Monterey County

DECEMBER

- 2 CSAC Board of Directors Meeting | Monterey County
- 15 - 17 CSAC Officers Retreat | Napa County
- 24 Christmas Day (observed)
- 31 New Year's Day (observed)