



**Chair**  
Supervisor Carole Groom  
**Executive Director**  
Jolena L. Voorhis

1100 "K" Street, Suite 101/Sacramento, CA 95814/ (916) 327-7531 FAX (916) 491-4182/UCC@urbancounties.com

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## **UCC Board of Director's Meeting Summary May 16, 2017**

Alameda: Supervisor Keith Carson, Susan Muranishi, Gianna Setoudeh, Ludmyrna Lopez

Contra Costa: Supervisor Federal Glover, David Twa, Lara Delaney, Ben Palmer

Fresno: Jeannie Figueroa (Alternate)

Los Angeles: Manuel Rivas, Brian Stiger, Donna Seitz, Martha Guerrero, Faith Conley, Janet Sparks, Elizabeth Espinosa, Kelly Brooks

Orange: Supervisor Lisa Bartlett, Steve Wallauch, Nicole Wordelman, Peter DeMarco, Jessica Witt

Riverside: Supervisor Chuck Washington, Jim Gross, Elizabeth Espinosa, Kelly Brooks

Sacramento: Supervisor Susan Peters, Natasha Drane, Steve Cruz, Anna Alvarado

San Bernardino: Supervisor James Ramos, Josh Candelaria, Steve Wallauch, Nicole Wordelman, Molly Wiltshire, Madal Hernandez, Dan Flores, Chekesha Gilliam

San Diego: Geoff Patnoe (Alternate), Tiffany Anderson, Denise Becerra, Thomas Ledford, Helen Robbins-Meyer, Ben Palmer, Jonathan Clay, Erin Gilbert

San Francisco:

San Joaquin: Supervisor Bob Elliott, Steve Cruz

San Mateo: Supervisor Carole Groom, Connie Juarez-Diroll, Steve Cruz, Anna Alvarado

Santa Clara: Supervisor Ken Yeager, Michael Rattigan, Jill McCafrey, Elizabeth Espinosa, Kelly Brooks, Danielle Christian

Ventura: Supervisor Long, Sue Hughes, Debra Creadide, Mike Powers, Elizabeth Espinosa, Kelly Brooks

UCC: Jolena Voorhis, Grace Childs-Ferguson

Sponsors: Chris Mukai Citi, Kirk Kleinschmidt Kaiser Permanente, John Misiti LexisNexis VitalChek, London Biggs LexisNexis Risk Solutions

### **I. Call to Order**

UCC Chair, Supervisor Carole Groom convened the meeting and called the members to order.

### **II. Roll Call of Counties**

There were 10 Supervisors 2 Alternates present and 13 counties represented at this meeting.

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### III. Approval of Minutes from the April 23, 2018 UCC Board Meeting – APPROVED

The April 23<sup>rd</sup> minutes were approved and below is the vote count:

Member	County	Yes	No	Absent	Not Voting
Supervisor Groom, Chair	San Mateo	X			
Supervisor Ramos Vice-Chair	San Bernardino	X			
Supervisor Carson	Alameda	X			
Supervisor Glover	Contra Costa	X			
Supervisor Mendes (Alternate)	Fresno	X			
Supervisor Ridley- Thomas	Los Angeles			X	
Supervisor Bartlett	Orange	X			
Supervisor Washington	Riverside	X			
Supervisor Peters	Sacramento	X			
Supervisor Horn (Alternate)	San Diego	X			
Vacant	San Francisco			X	
Supervisor Elliott	San Joaquin	X			
Supervisor Yeager	Santa Clara	X			
Supervisor Long	Ventura	X			
<b>Vote Total</b>		<b>12</b>		<b>2</b>	

### IV. Items for Consideration

#### 1) State Budget

Staff provided a handout of the UCC Memo on Budget Issues which provides an update on some of the key issues we are working on in the State Budget.

#### May Revise

Since the memo was drafted, the Governor's May Revision has been released and has the following major changes:

- \$359 million in one-time funding to address homelessness which includes a \$250 million grant program to cities and counties for emergency assistance, additional funding for programs in CalWORKs, and funding for the Statewide Council on Homelessness.
- Proposal to place the No Place Like Home on the November ballot for approval.
- Proposal to eliminate the 340B drug pharmacy program remains in the May Revision.
- \$254 million in mandate reimbursement for the AB 3632 program related to mental health for counties.

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- \$24 million in additional funding for county administration of the IHSS program.
- Additional funding for the Continuum of Care implementation.

Staff provided a handout of the UCC memo on Child Support. UCC has been in support of the request for \$42.8 million in state General Fund to address the counties that are underfunded, which include 6 urban counties.

While both Subcommittees have left this item open, the Child Support Directors Association has submitted an updated proposal to the Budget Committee after meeting to discuss both the underfunded counties and the methodology issues at the request of Senator Pan and other members of the Legislature.

The new proposal would provide the following:

- 3-year proposal for 19 Local Child Support Agencies of 85 million General Fund (\$17.9 million in first year; \$28.4 million in 19-20; and 38.8 million in 20-21).
- Increases the number of underfunded counties from 14 to 19 (includes two additional urbans: Alameda and Contra Costa).
- Requests \$4.8 million in State general fund for the other LCSA that are experiencing cost increases.
- New methodology for the program which is based on cases per Full Time Equivalent (FTE) to determine each LCSA's allocation.

### SB 2 Homelessness Funding Trailer Bill

The Administration released a Budget Trailer Bill outlining the allocations for the homelessness funding provided under SB 2 (Atkins). In the first year of the \$75 fee on transactions, the funding is provided for planning and homelessness. Under the Trailer Bill, the homelessness funding is provided to counties based on the Point In Time count from 2017 and a couple of counties get separate allocations. There is still a question about the allocations, and we are hoping to get clarification in the May Revision.

### Cap and Trade

Under the Governor's Budget, the Transformative Climate Communities program is provided \$25 million. This program provides funding to local governments for projects that reduce GHG. In last year's budget this program was provided \$140 million. UCC along with our local government partners have requested \$100 million.

In addition to the request for the TCC program, we are also working with several partners to increase the funding for organic waste infrastructure. Due to the requirements under SB 1383, cities and counties will need additional infrastructure to meet the recycling goals set by the state.

Both houses have held this issue open.

### 340b Pharmacy Issue

In the Governor's Budget, there is a proposal to eliminate the 340b Drug rebate program in Fee-For Service and managed care. UCC is opposed to this proposal, along with a large coalition of hospitals and county affiliates, due to the negative impact this would have on our public hospitals and services.

This was heard in the Senate Budget Committee and the request from the Chair was for the Administration to try and come up with a compromise instead of an outright elimination of the 340b program. The Assembly Budget hearing was held on April 30th and the Chair recommended rejecting the proposal but no action was taken due to lack of quorum.

**Update:** The Budget Subcommittees are starting to meet and take up the May Revise proposals. Major actions so far:

- Senate Budget Subcommittee #3 voted to deny the Governor's proposal to eliminate the 340b drug rebate program.
- Staff provided a packet with the latest information on the revised Child Support proposal which is agreed upon by all child support directors.

## 2) Other Emerging or Continuing Legislative Issues

### a) Conservatorship Bills – ACTION ITEMS

At the last board meeting, the Board requested a more in-depth discussion at the in-person meeting. Staff provided a memo and background on AB 1971.

AB 1971 – Panel Discussion

- Representative, Los Angeles County
- Scarlett Hughes, Executive Director, California State Association of Public Guardians
- Representative, County Counsels

### AB 1971 – Los Angeles County Sponsored Bill – Action Item – Tabled until Next Board Meeting

This bill would expand the definition of gravely disabled under the LPS act to include medical treatment. Recent amendments to the bill also define medical treatment as follows: *means the administration or application of remedies for a mental health condition, as identified by a licensed mental health professional, or a physical health condition, as identified by a licensed medical professional.*

The Los Angeles Board of Supervisors requested this change to the gravely disabled definition in order to help those homeless individuals that are mentally ill and have a medical issue that needs immediate treatment. Under the LPS Act, medical treatment is not one of the issues that can trigger a conservatorship.

Los Angeles County believes this is just a clarification and would allow them to help more individuals and get those individuals into treatment.

### Background on Conservatorship/LPS Act

Under the Lanterman-Petris-Short (LPS) act, a person with specified mental health disorders may be involuntarily committed or submitted for treatment if the person is a danger to themselves or others

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or is gravely disabled. Those allowed to conserve an individual include a peace officer, member of a crisis team, certain county personnel, emergency room personnel, and the courts.

The LPS Act sets up the guidelines for involuntarily committing individuals. Existing law also establishes different types of conservatorships including a Probate Conservatorship and an LPS Conservatorship.

The funding of the conservatorship program and the public conservator and public guardian is 100% funded by county general fund. Each county is organized differently and funded differently. Because both of these bills require an expansion of the program, this bill could require more funding from the counties since both have a statewide impact.

#### Discussion of UCC Position on AB 1971:

Previous legislation that has tried to expand the definition of gravely disabled has been opposed by UCC and other county associations including CSAC. Because this bill is sponsored by an urban county, and because they are trying to address the homeless issue, the UCC Board may want to consider the following recommendations:

- Direct staff to continue to work with Los Angeles County to make 1971 permissive or to limit the fiscal impact of these bills.
- Take a position of Concerns and request specific amendments to reduce the fiscal impact on other urban counties.

Update: AB 1971 was heard in the Assembly Appropriations Committee and was placed on the suspense file. The analysis noted increased Medi-Cal costs, DHCS costs, cost pressure on the courts and significant costs of counties in the millions of dollars for additional conservatorship investigations and conservatorships likely not state reimbursable.

#### **\*\*\*JOLENA\*\*\* A panel of guest speakers spoke at the meeting:**

**Dr. Bonds – Department of Mental Health Psychiatrist – He noted that it would be better to address the conditions presented first such as the system cycling them in and out of jails and emergency rooms. This does not address nor resolve the crisis at hand and is also a high cost to counties. He noted that they have heard the concerns about this bill and want to continue to work with counties on them.**

**Randall Hogan from the California Psychiatric Association – He noted that there is an inconsistent application of the 5150 law and therefore people are released before getting better.**

**Adriana \_\_\_\_\_ – Steinberg Institute – She noted that the Steinberg Institute is looking at this bill as an opportunity. Although this is a difficult area, it's important to have this conversation.**

**Scarlett Hughes – CA Association of Public Administrators, Public Guardians, and Public Conservators – She noted that counties are organized differently where public guardians and conservators are concerned. She also noted that regarding the cost, it's all General Fund monies. She also noted that there are a few civil rights issues but no funding and that puts the burden on the conservators and that this bill will increase the caseload but with no funding. Another panelist from the Association noted that that's the problem with the bill. There are no resources to perform those functions.**

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**Supervisor Peters from Sacramento asked about the process after they receive treatment and where would they go. Response was that full services would work with existing services in the community and they plan to provide out-patient treatment programs that the Mental Health Department can deliver.**

**Supervisor Bartlett from Orange county stated that counties need to know where the money is coming from, whether it's MHA or not. She noted that counties have to work smartly. By expanding the definition it would help get people more access to services. If we can get funding issue resolved, counties could probably get behind this. Need more information on funding and the public guardian process.**

**Supervisor Groom recommended the Board table this item until the next meeting.**

## **b) Legislative Update**

Staff provided a list of bills UCC has positions on, which has gotten extensive due to the many bills being heard this month.

Most bills are in the Appropriations Committee which is taking up the suspense calendar on May 25th.

### **3) UCC Restructuring Committee – 501c3 Creation – Action Item – Tabled for further discussion**

Staff provided a Memo and background material for this discussion item. For the past four years, the UCC Restructuring Committee has been tasked with finding other resources and options for UCC which included changing several of the processes and limiting our focus to urban issues.

At the February Board meeting, the Board approved the preliminary discussion by the Restructuring Committee regarding the focus of the 501c3.

Since January, staff has been meeting with Board members or staff to get feedback and understanding of the pros and cons of this proposal at the direction of our consultant, Jim Gross.

Below are some of the comments or questions from UCC Board Members:

- Timeline for organization with key dates as to when certain actions will occur.
- List of potential donors that would be committed.
- Need better description of organization and duties of all of the staff.
- Guidelines for board member participation including potential conflict of interest issues. Guidelines for donations to deal with conflicts with UCC organization.
- Provide a budget of the new organization, disclose how funds will be spent.
- Concern about keeping the 501c3 separate from UCC.
- Concern about UCC Board members serving on the 501c3.
- Broad mission statement so that the activities can be flexible.
- Ideas for deliverables: Education tour or forums, regional forums for urbans to discuss specific issues.

## 501c3 Workplan and Discussion

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As discussed during the meetings with Board members, staff has worked on developing a preliminary workplan for the 501c3 which includes timelines and goals for the new organization. Staff provided an overview of the progress to date and Jim Gross, UCC's consultant, was at the Board meeting to answer questions.

**Staff Recommendation:**

- Adopt the workplan and timeline for the 501c3 and direct the Restructuring Committee to begin on the timeframe. The filing of the new organization with the IRS will be on hold until we develop more guidelines and meet some of the timelines in the workplan.

**\*\*\*Jolena\*\*\* A healthy discussion was had by the Board and below are the comments and concerns expressed:**

**Believes that something needs to be done and in favor of moving forward.**

**Should be seen as a compliment to UCC.**

**Concerns about how to separate both Boards.**

**Need to figure out how to accomplish fundraising and look at long and short-term goals.**

**Need feasibility analysis.**

**Will take work, thought and commitment.**

**A motion was made to support the formation of the 501c3 and was split with a 4-4 vote. (not sure if it's more accurate to say "failed with a 4-4 vote?"). Below is the vote count. Afterwards, it was decided to bring this issue back for further discussion.**

<b>Member</b>	<b>County</b>	<b>Yes</b>	<b>No</b>	<b>Absent</b>	<b>Not Voting</b>
Supervisor Groom, Chair	San Mateo	X			
Supervisor Ramos Vice-Chair	San Bernardino	X			
Supervisor Carson	Alameda				X
Supervisor Glover	Contra Costa				X
Supervisor Mendes (Alternate)	Fresno				X
Supervisor Ridley- Thomas	Los Angeles			X	
Supervisor Bartlett	Orange		X		
Supervisor Washington	Riverside		X		
Supervisor Peters	Sacramento	X			
Supervisor Horn (Alternate)	San Diego		X		
Vacant	San Francisco			X	
Supervisor Elliott	San Joaquin		X		
Supervisor Yeager	Santa Clara				X
Supervisor Long	Ventura	X			
<b>Vote Total</b>		<b>4</b>	<b>4</b>	<b>2</b>	<b>4</b>

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## **Informational Items - Workplan**

No comments were made.

### **V. Proposals for Next Month's Meeting Agenda**

- 1) State Budget
- 2) AB 1971
- 3) Legislative Update
- 4) Initiatives
- 5) Restructuring Committee Update

### **VI. Public Comment**

There was no public comment.

**VII.** The next meeting will be held via conference call on July 23, 2018.