



BOARD OF SUPERVISORS

Terrell Swofford, Chair 1st District

Kevin Goss, 2nd District

Sharon Thrall, 3rd District

Lori Simpson, 4th District

Jon Kennedy, Vice Chair 5th District

**AGENDA FOR MEETING OF JANUARY 22, 2013 TO BE HELD AT 10:00 A.M. IN THE
BOARD OF SUPERVISORS ROOM 308, COURTHOUSE, QUINCY, CALIFORNIA**

www.countyofplumas.com

AGENDA

The Board of Supervisors welcomes you to its meetings which are regularly held on the first three Tuesdays of each month, and your interest is encouraged and appreciated.

Any item without a specified time on the agenda may be taken up at any time and in any order. Any member of the public may contact the Clerk of the Board before the meeting to request that any item be addressed as early in the day as possible, and the Board will attempt to accommodate such requests.

Any person desiring to address the Board shall first secure permission of the presiding officer. For noticed public hearings, speaker cards are provided so that individuals can bring to the attention of the presiding officer their desire to speak on a particular agenda item.

Any public comments made during a regular Board meeting will be recorded. The Clerk will not interpret any public comments for inclusion in the written public record. Members of the public may submit their comments in writing to be included in the public record.

CONSENT AGENDA: These matters include routine financial and administrative actions. All items on the consent calendar will be voted on at some time during the meeting under "Consent Agenda." If you wish to have an item removed from the Consent Agenda, you may do so by addressing the Chairperson.



REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting please contact the Clerk of the Board at (530) 283-6170. Notification 72 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility. Auxiliary aids and services are available for people with disabilities.

STANDING ORDERS

10:00 A.M. **CALL TO ORDER/ROLL CALL**

PLEDGE OF ALLEGIANCE

ADDITIONS TO OR DELETIONS FROM THE AGENDA

PUBLIC COMMENT OPPORTUNITY

Matters under the jurisdiction of the Board, and not on the posted agenda, may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an urgency item by the Board of Supervisors. Any member of the public wishing to address the Board during the "Public Comment" period will be limited to a maximum of 3 minutes.

DEPARTMENT HEAD ANNOUNCEMENTS/REPORTS

Brief announcements by, or brief reports on their activities by County Department Heads

ACTION AGENDA

1. 10:15 ANTHEM BLUE CROSS

Discussion and possible action regarding request to approve and authorize the Chair to execute a letter of support for Anthem Blue Cross to expand its Medi-Cal Managed Care participation into Plumas County

2. 10:30 DEPARTMENTAL MATTERS

A. SOCIAL SERVICES – Elliott Smart

Receive and file the Department of Social Services Review for calendar year 2012

B. DISTRICT ATTORNEY – David Hollister

Adopt **RESOLUTION** authorizing the District Attorney to contract for expert services related to criminal investigation and prosecution subject to available funding. **Roll call vote**

C. PUBLIC WORKS – Robert Perreault

Request to appropriate \$12,881 from General Fund Contingencies to cover invoice from Vestra for additional expenses associated with the removal of underground storage tank at Dame Shirley Plaza.

Four/fifths required roll call vote

3. BOARD OF SUPERVISORS

- A. Discussion and possible action regarding letter from the Plumas County Economic Recovery Committee in reference to economic impacts sustained during the Chips fire that started on the Plumas National Forest on July 29, 2012
- B. Discussion and possible action regarding health insurance benefits. Supervisor Kennedy
- C. Correspondence
- D. Weekly report by Board members of meetings attended, key topics, project updates, standing committees and appointed Boards and Associations.

4. 11:30 LEAGUE OF WOMEN VOTERS

Presentation by League of Women Voters of its annual countywide essay contest winners

5. CONSENT AGENDA

These items are expected to be routine and non-controversial. The Board of Supervisors will act upon them at one time without discussion. Any Board members, staff member or interested party may request that an item be removed from the consent agenda for discussion. Additional budget appropriations and/or allocations from reserves will require a four/fifths roll call vote.

A. MENTAL HEALTH

Approve and authorize the Director of Mental health to execute second amendment to Professional Services Agreement with Lassen County for Board and Care Services. Approved as to form by County Counsel

B. PUBLIC HEALTH AGENCY

- 1) Approve budget transfer of \$31,075 (Department 70561 Pandemic Influenza Program); and approve budget transfer of \$29,206 based on final approved budgets from the California Department of Public Health – Emergency Preparedness Office
- 2) Approve and authorize the Chair to execute multi-year service agreements for activities related to Medi-Cal Administrative Activities (Eastern Plumas Healthcare; Plumas County Children & Families Commission; Plumas Crisis Intervention & Resource Center; Plumas County Probation Department; Roundhouse Council). Approved as to form by County Counsel

6. CLOSED SESSION

ANNOUNCE ITEMS TO BE DISCUSSED IN CLOSED SESSION

- A. Conference with Legal Counsel: Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9
- B. Conference with Labor Negotiators – Sheriff's Administrative Unit
- C. Conference with Labor Negotiator regarding employee negotiations: Sheriff's Department Employees Association, Operating Engineers Local #3

REPORT OF ACTION IN CLOSED SESSION (IF APPLICABLE)

ADJOURNMENT

Adjourn meeting to Monday, January 28, 2013 for a special meeting, Board of Supervisors Room 308, Courthouse, Quincy, California.

BOARD AGENDA REQUEST FORM

Department:

Consent Agenda: Yes No

Authorized Signature: _____
Board Meeting Date: 01/15/13

Request for 10 minutes for presentation

(If a specific time is needed, please contact the Clerk of the Board directly.)

Description of Item for the Agenda (This is the wording that should appear on the agenda):

A. Anthem Blue Cross: Discussion and possible action relative to approval of the Chairman's signature on a letter of support for Anthem Blue Cross to expand its Medi-cal Managed Care participation into Plumas County.

B.

C.

Review by Necessary Departments:

I have had this item reviewed and approved by the following departments:

N/A

If another department or the CAO is opposed to an agenda item, please indicate the objection:

N/A

Attached Documents:

Contracts/Agreements:

Three copies? (Y N)
Signed? (Y N)

Budget Transfers Sheets:

Signed? (Y N)

Other:

Publication:

Clerk to publish on _____
 Notice to be published _____
 Dept. published on _____

days prior to the hearing.

Notice attached and e-mailed to Clerk.

(If a specific newspaper is required, enter name here.)

(Per Code § _____.) Copy of Affidavit Attached

County Ordinances-Procedural Requirements for Adoption, Amendment or Repeal:

I have complied with the policy adopted by the Board regarding County Ordinances Procedural Requirements:

Yes: No:

Not Applicable:

If Not Applicable, please state reason why:

The deadline to place an item on the agenda for the following week's board meeting is Monday at 12:00 p.m. If the Monday deadline falls on a holiday, the deadline is then the Friday before the Holiday.

MEMO

Date: January 9, 2013

To: The Honorable Board of Supervisors

RE: Department of Health Care Services 25 Rural County Medi-cal Managed Care Regional Expansion

Recommendation:

We are requesting a letter of support from the Board of Supervisors to be submitted with the 25 Rural County Medi-cal Managed Care Regional Expansion Request for Application to be submitted to the State on January 22, 2013.

The Department of Health Care Services (DHCS) is transitioning counties into Medi-Cal Managed Care from a Fee For Service model. Anthem Blue Cross is preparing to respond to the DHCS Request for Application (RFA) for Medi-Cal Managed Care Regional Expansion. Anthem Blue Cross is interested and is looking to serve Medi-Cal beneficiaries in Plumas County as a Medi-Cal Managed Care Plan which will allow us to continue to provide the care for our existing Healthy Families members that will be transitioning to Medi-cal Managed Care, as well as AIM and CMS/Path2Health beneficiaries in Plumas County.

DHCS will extend special consideration to health plans which include letters of support from entities which already operate in the expansion counties. We respectfully request a letter of support from Plumas County Board of Supervisors of Anthem Blue Cross being a Medi-Cal Managed Care Health Plan in Plumas County.

This is also an opportunity to establish a partnership and work closely to ensure best practices for resolving rural healthcare issues in California. The impact besides coordinating care will be minimal given the county will still be responsible for the State identified carve out services.

I have included a letter of support template that can be signed on the County's letterhead or used as a reference. We would like to include a letter of support in our RFA application that is due back to the DHCS on January 22, 2013. Can you please advise what is required to obtain a signed letter of support from the Board of Supervisors? I am very sorry for the short deadline; DHCS has a very short timeline.

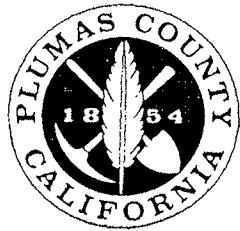
Please let me know if you have any questions or additional information that I can provide.

Please see sample letter attached.

E. Carol Almanza
Health Promotion Consultant
Anthem Blue Cross Medicaid (CA)
209.323.0499
Carol.almanza@wellpoint.com

BOARD OF SUPERVISORS

TERRY SWOFFORD, DISTRICT 1
KEVIN GOSS, DISTRICT 2
SHERRIE THRALL, DISTRICT 3
LORI SIMPSON, DISTRICT 4
JON KENNEDY, DISTRICT 5



January 22, 2013

Mr. Keith Parsley
Two-Plan/GMC Model Section
Medi-Cal Managed Care Division
California Department of Health Care Services
1501 Capitol Avenue, MS 4409
Sacramento, CA 95899-7413

RE: Letter of Support for Anthem Blue Cross Medi-Cal Managed Care Regional Expansion Application - County Board of Supervisors

Dear Mr. Parsley:

On behalf of the Plumas County Board of Supervisors, please accept this letter in support of Anthem Blue Cross Partnership Plan (Anthem Blue Cross) for the Department of Health Care Services' (DHCS') Medi-Cal Regional Expansion Request for Application (RFA).

Sincerely,

Terrell Swofford, Chair
Plumas County Board of Supervisors



DEPARTMENT OF SOCIAL SERVICES AND PUBLIC GUARDIAN

Courthouse Annex, 270 County Hospital Rd., Suite 207, Quincy, CA 95971-9174

ELLIOTT SMART
DIRECTOR

(530) 283-6350
Fax: (530) 283-6368

DATE: JANUARY 11, 2013

TO: HONORABLE BOARD OF SUPERVISORS

FROM: ELLIOTT SMART, DIRECTOR
DEPARTMENT OF SOCIAL SERVICES

SUBJ: BOARD AGENDA ITEM FOR JANUARY 22, 2013

RE: RECEIVE AND FILE THE DEPARTMENT OF SOCIAL SERVICES
REVIEW FOR 2012

A handwritten signature in black ink, appearing to read "ES" followed by a stylized surname.

It is Recommended that the Board of Supervisors

Receive and file the Department of Social Services Review for calendar year 2012.

Background and Discussion

The Department of Social Services prepares periodic service reviews for the Board of Supervisors and for the general public. The report that is being received today by the Board of Supervisors is the twelfth edition of this review and describes programs, workloads and case counts through the end of July, 2012.

The period represented by this report is significant because the County's economy has continued to be challenged by a very slow recovery from the profound impacts of the 2008-2012 Recession. This period has been marked by record level case counts for the Department's safety net programs.

The Director of Social Services will deliver the report to the Board after which it is recommended that the report be filed.

Copies: Health and Human Services Department Heads
DSS Management Staff

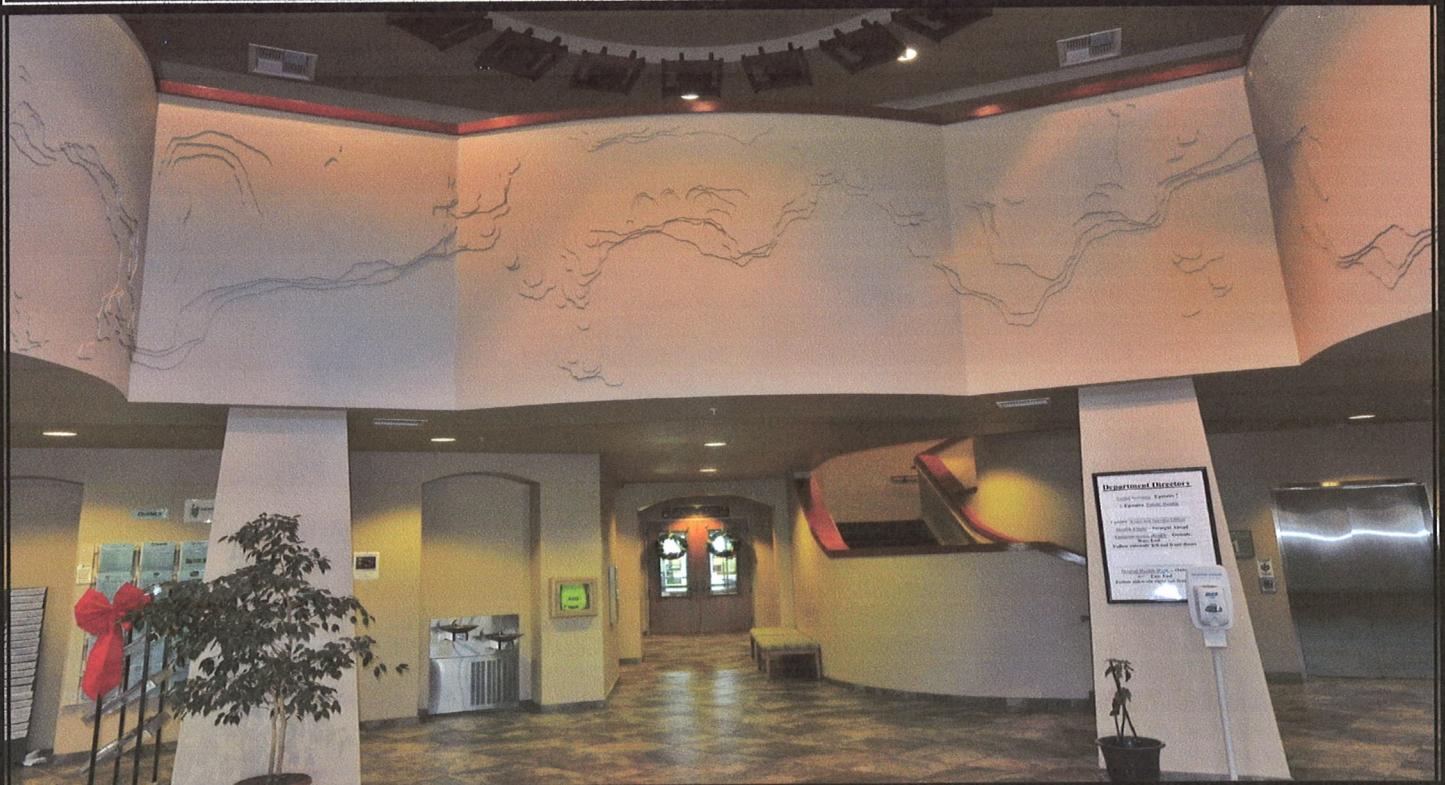
Enclosure: 2012 Service Review

PLUMAS COUNTY

DEPARTMENT OF SOCIAL SERVICES

&

PUBLIC GUARDIAN



2012
SERVICE REVIEW
ELLIOTT SMART
DIRECTOR & PUBLIC GUARDIAN

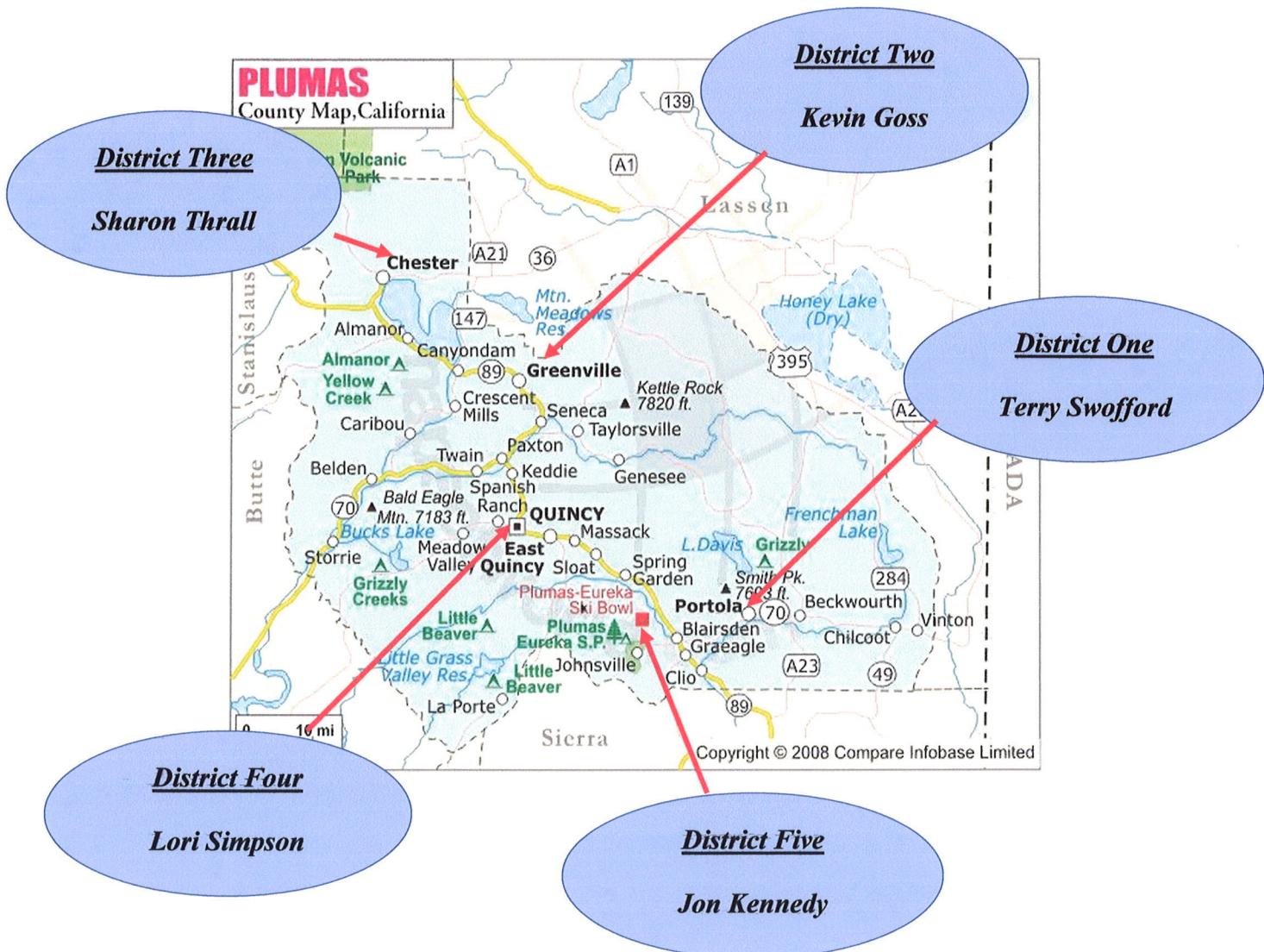
Table of Contents

| | |
|---|-----------|
| <i>Table of Contents</i> | <i>1</i> |
| <i>Board of Supervisors</i> | <i>2</i> |
| <i>To the Citizens of Plumas County</i> | <i>3</i> |
| <i>About Plumas County</i> | <i>4</i> |
| <i>Budget and Revenue Sources</i> | <i>5</i> |
| <i>Program Statement</i> | <i>6</i> |
| <i>Mission Statement</i> | <i>6</i> |
| <i>Employment and Financial Services Division</i> | <i>7</i> |
| <i> CalWORKs</i> | <i>8</i> |
| <i> Foodstamps</i> | <i>9</i> |
| <i> Medi-Cal</i> | <i>11</i> |
| <i> County Medical Services Program (CMSP)</i> | <i>13</i> |
| <i> CMSP Payments to Providers</i> | <i>15</i> |
| <i>Social Services Division</i> | <i>17</i> |
| <i> In-Home Supportive Services (IHSS)</i> | <i>18</i> |
| <i> Child Protective Services (CPS)</i> | <i>19</i> |
| <i> Foster Care Services</i> | <i>20</i> |
| <i> Adult Protective Services (APS)</i> | <i>21</i> |
| <i>Public Guardian Division</i> | <i>22</i> |
| <i>Table of Organization</i> | <i>23</i> |

County Governance

The Plumas County Board of Supervisors

The Board of Supervisors is the governing body for county-provided government services. Board members are elected to four-year terms. Each member serves a geographically defined district. The Board of Supervisors meets the first three Tuesdays of each month to conduct the affairs and the business of the County.



To the Citizens of Plumas County

Since 1998, the Plumas County Department of Social Services has published a periodic Service Review, a document describing our programs, funding sources and data regarding the need for the services provided by our Department. The publication of this document for Fiscal Year 2012-2013 represents the twelfth edition of our report to the county's citizens and to the Board of Supervisors.

The Department's employees are proud of their record of service to the county's most vulnerable populations. The Department operates under a mission statement that is first and foremost directed toward personal responsibility and accountability; while at the same time it recognizes that for populations that are at risk and who are overburdened, protection, advocacy, financial support and assistance with health care can be a foundation to the bridge to self-direction, independence and self-sufficiency.

Our employees touch the lives of those who are in need in countless ways, much of it unseen by the general public. They do so knowing that the thanks they may receive will be limited to the knowledge that a life has been moved in a more positive direction; that an individual in need has been lifted out of the grasp of dependence and into self-reliance; that an at-risk person has been removed from harm's way; or that a family unit has been strengthened.

The rewards that are earned through the improvements to the lives of Plumas County citizens who access our services are not ours alone. The Department's employees share in a commitment to public service that is strong on forming partnerships and engaging in collaboration. Through these partnerships a service network exists that enables our employees to collaborate with other public and community based agencies in improving the lives of children and families; intervening where individuals are threatened with abuse, neglect or financial exploitation; and supporting those who lack the capability to become fully independent from public assistance.

The 2012 Annual Report is indicative of the economic challenges that have been faced by all Americans including the citizens of Plumas County. As this report is being prepared, the nation has been emerging from one of the most profound economic recessions since the Great Depression. California is still resolving a continuing string of budget crises that have strained the ability of Counties to deliver services to those who are most in need. As we prepared our prior report to the Board and citizens, we knew that economic circumstances would give rise to more customers in an environment of fewer resources. This report confirms that elements of the recession continue to affect Plumas County residents who are on the margins of poverty and those who are impoverished.

While economists and others are reporting that the economy is slowly recovering, we know that recovery for the many displaced and marginalized County citizens will take many months and perhaps even years. With this in mind our employees face continuing challenges brought about by increased demand for temporary help. They remain determined to meet these challenges.

ABOUT PLUMAS COUNTY

The area that we presently call Plumas County (and lands adjoining it) was originally the home of the Maidu Indian tribe. The region's abundant supply of game, fish, berries and seeds provided subsistence for these indigenous residents for several thousand years prior to the western migration of settlers.

In 1821 Spanish explorer Luis Arguello arrived along the lower portion of the region's main watershed (probably near its confluence with the Sacramento River). Arguello is credited with naming the river *El Rio de las Plumas* (The Feather River) after seeing what he thought were feathers floating in the water. Historians believe, however, that Arguello did not ever set foot in what is now Plumas County.

In the 1850's rumors of a fabled "Gold Lake" in the northeastern Sierras began circulating among the miners who had poured into California following the discovery of gold at Sutter's mill. The upper reaches of the Feather River watershed were soon swarmed over by gold seekers who quickly displaced native Maidu residents in their quest for riches. Along with the miners came other settlers including a large Chinese population that remained in the region until the early 1900s.

One of the early gold seekers, James Beckwourth, discovered the lowest pass through the Sierras (north of Reno, Nevada) at a point that now bears the name, Beckwourth Pass. The pass was opened to wagon travel via a toll road in 1851. More hospitable (due to its lower elevation) than the infamous Donner Pass, it made westward travel for new settlers safer and easier.

In 1854, Plumas County was carved out of what had been the eastern portion of Butte County. The settlement of Quincy was chosen as the county seat. The founding of settlements in Greenville, Portola and Chester (formerly Big Meadows) followed later in the 1890's and early 1900's.

The beginnings of Nordic downhill skiing in California are said to have occurred at Plumas County's La Porte mining town. During the long winters, intrepid miners spent their idle hours hand fashioning "long boards" (seasoned with secret doping compounds) that were strapped to their boots with leather wrappings. The longboard tradition continues today at the historic mining town of Johnsville where World Championship Longboard races are held annually.

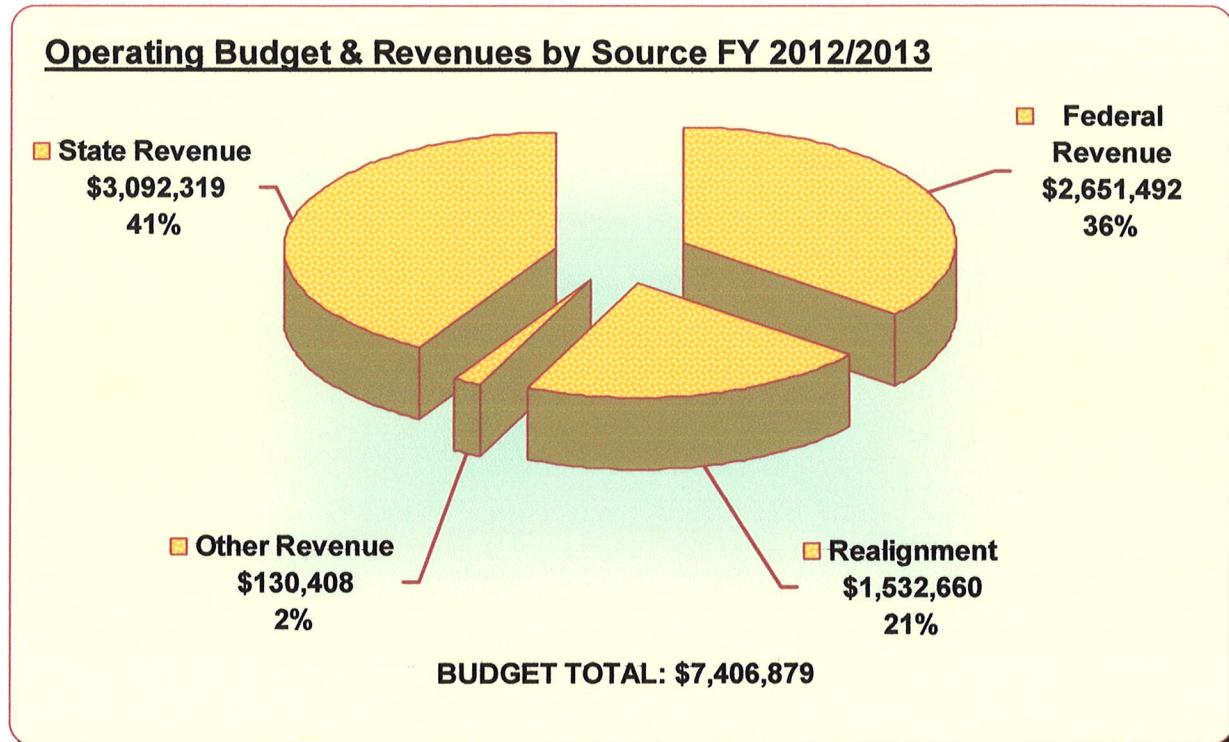
The turn of the century brought rail travel to Plumas County. In the early 1900's the Western Pacific Railroad laid tracks up the Feather River Canyon and east over the Sierras providing a means to ship the region's abundant timber to points east and west, boosting the local economy yet again. The gateway settlement of Portola, not far from Beckwourth Pass, (and named for explorer Guadalupe Portola) was established in 1909. The city incorporated in 1946 and was a key railhead for the Feather River Route.

Passenger trains on the Western Pacific line opened the area to tourism. Resorts and lodges were established to accommodate fishermen and sightseers who followed the Feather River Route. While passenger service was halted in 1970, the line continues to be a major route for freight traffic.

In 1937, an all weather highway was completed along the Feather River linking Plumas County year-round to the Sacramento Valley. Highway 70 has recently been designated as a National Forest Scenic Byway. Portions of Highway 89 (north to Cascade Mountain Range) are designated as a Volcanic Legacy Scenic Byway, noting the area's rich volcanic geologic heritage.

Today Plumas County continues to rely on timber production, agriculture, water resources and tourism as major components in its economic base. The magnificence of the high Sierra valleys is amplified by the joining of two major mountain ranges, the Sierras and the Cascades. The lakes, rivers and valleys provide year round visitor and recreation opportunities: fishing, golf, canoeing, kayaking, wind surfing, cross county skiing, cycling, snowmobiling and Nordic skiing to name just a few.

Operating Budget and Revenue By Sources



County social services programs are state-mandated but are administered by counties. The state mandates are frequently the product of Federal laws that require all states to provide a basic set of benefits. The CalFresh (or Supplemental Nutrition Assistance Program or SNAP) program is an example. All states provide the SNAP program. Benefit levels are set by the Federal Government.

Because of the intra-governmental relationships and mandates, most of the Department's programs have shared financial contributions associated with them which may include Federal funds, State General Fund dollars, and/or local dollars drawn from either Realignment or the County General Fund.

Within the body of this report, we provide the cost sharing structure for each of our programs both for administration (the cost of personnel and overhead) and for benefits. As a general rule of thumb, the overall cost structure includes about an 18% (\$1.5million) contribution of local funds (Realignment funds that are specifically for this purpose). This ratio has grown over the years due to the fact that the state has not adequately funded counties for their actual cost of doing business.

Program Statement

The Department of Social Services/Public Guardian/Conservator consists of three service delivery divisions and an administrative support division. While most of the Department's services are state-mandated, county operated programs, a few take advantage of integrated funding models that enhance services to Plumas County citizens.

Social Workers, Benefits Assistance Counselors, Welfare-to-Work Case Managers and the Chief Deputy and Assistant Public Guardian assigned to these divisions deliver an array of services that include more than fifteen separate program categories. In the following pages a description of these programs is provided along with sources of funding and data regarding the need for these services.

Mission Statement

The Department's employees have adopted a mission statement that appears below this introduction. The statement reflects the Department's commitment to the community. Our pledge is to provide services in a courteous and professional manner. In doing so, our employees will be respectful, compassionate, supportive and impartial. Efficiency, integrity, and respect for individual dignity will govern the manner in which we deliver services to Plumas County citizens.

- ⌘ *We will commit to a philosophy of mutual respect, courtesy and responsiveness between management, staff, the people we serve and the community.*
- ⌘ *We will encourage the people we serve to recognize personal responsibility and achieve financial self-sufficiency.*
- ⌘ *We pledge to protect and advocate for individuals and families.*
- ⌘ *We will embrace an organizational philosophy to develop and support staff, individually and in teams, to be professional, competent and highly skilled.*
- ⌘ *We will administer mandated services to individuals and families in accordance with Federal, State and County regulations in an effective, efficient and compassionate manner.*

Employment and Financial Services Division

This division delivers temporary financial assistance, case management support and employment services that are mandated by the Federal and State government. Eligibility factors are established in state laws and regulations. They target poor and dependent children, needy families and elderly and disabled individuals. While administering these benefits, staff encourages recipients to develop personal responsibility; achieve an improved level of self-sufficiency; and to become independent from reliance on public assistance.

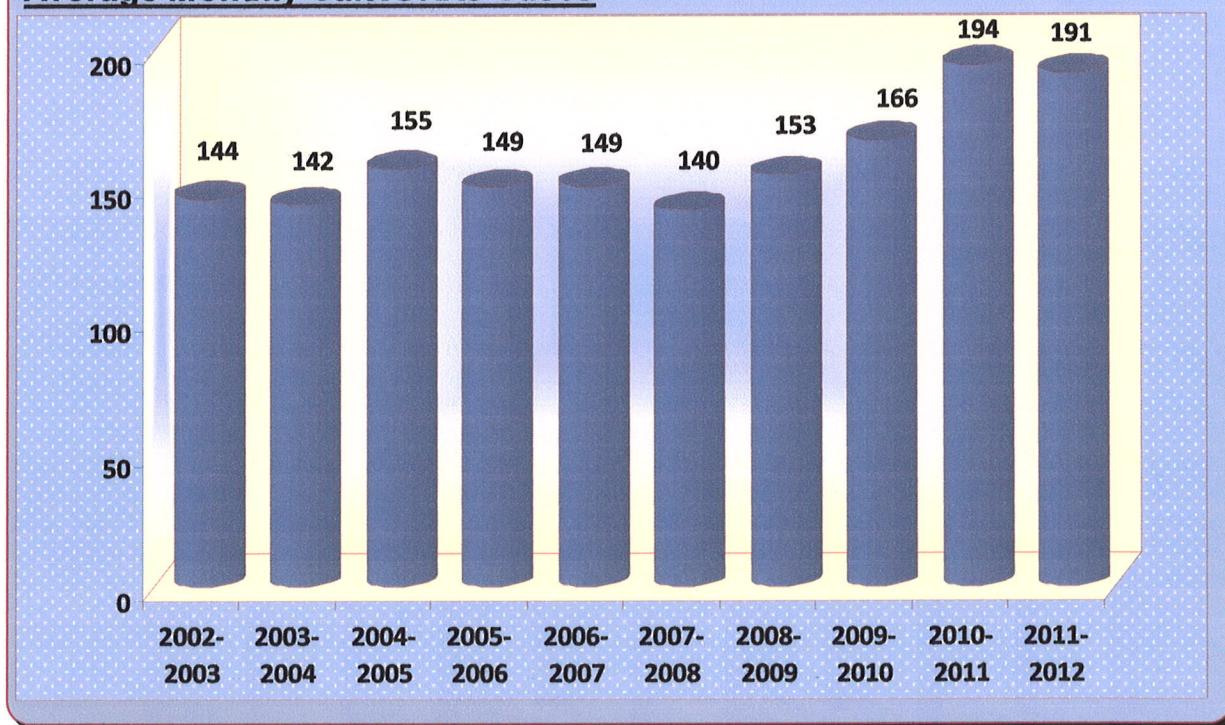
The following are the desired objectives for all programs in the Employment and Financial Services Division:

- Determining and monitoring eligibility for benefits and financial assistance according to program regulations and department performance standards; approving and issuing only the benefits which a client is eligible to receive.
- Identifying suspected fraud; referring these cases for investigation and recovering benefits issued to people who were not eligible to receive them.
- Developing and implementing plans to minimize payment errors.
- Reducing out-of-wedlock births and supporting the maintenance of two-parent families.
- Assisting California's efforts to reduce poverty among children through the encouragement of personal responsibility, self-sufficiency and accountability.
- Reducing dependence on government financial assistance by providing job preparation and creating links between recipients and employment.
- Supporting California's efforts to foster the well being of children through adult and family responsibility and building collaborations that improve child health and child safety, keeping children in school, in their home and out of trouble.

CalWORKs

The CalWORKs program is mandated by state law under the Welfare and Institutions Code beginning at Section 10530. CalWORKs (formerly known as AFDC) provides temporary cash assistance to needy families while they seek employment and self-sufficiency. Non-exempted adults in these households must participate in employment related activities that can include education, vocational training, and community service work. Supportive services are provided to these household members including transportation and childcare. There is a lifetime limit of 5 years of CalWORKs assistance. Applicants must be a resident of Plumas County.

Average Monthly CalWORKs Cases



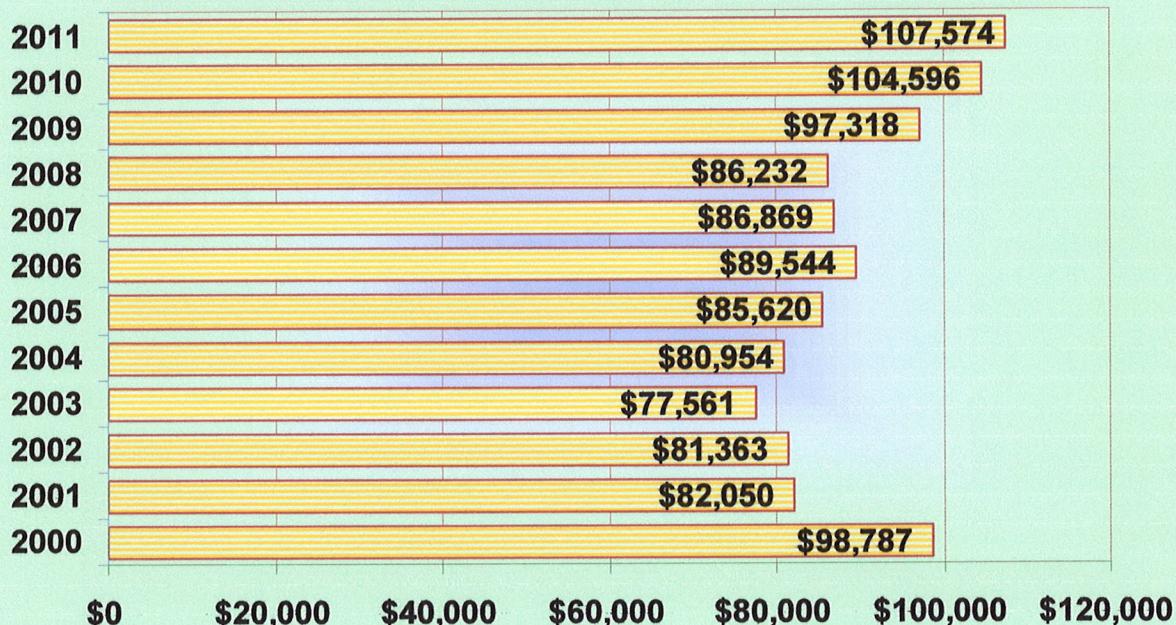
In 1997, California implemented welfare reform. Since then, the monthly average number of CalWORKs cases has dropped from 390 per month to the current 191 per month, representing a decline of 51%. Compared to the other 58 counties in California, Plumas has ranked fifth in respect to the decline in public assistance during this period. Of those who remain on public assistance, more than 25% are meeting the federal rate of 32 hours per week engaged in work related activities.

During the recessionary economy of the past two and a half years, the CalWORKs caseload has grown some which has not been unexpected. As economic conditions improve, some of these recipients will return to full time employment and will not be reliant on cash assistance.

Less than 2% of Plumas County's population receives public assistance under CalWORKs, the fifteenth lowest total in the state. On average, about \$107,574 per month was paid to these families in 2011. The average monthly grant to a CalWORKs family is about \$571 per month. Ninety-five percent (95%) of the funds that are paid to these families are from federal and state financial sources.

The growth in the monthly average payments is a result of caseload growth and due to families receiving larger monthly grant amounts because they have no other income.

Average Monthly CalWorks Cash Assistance



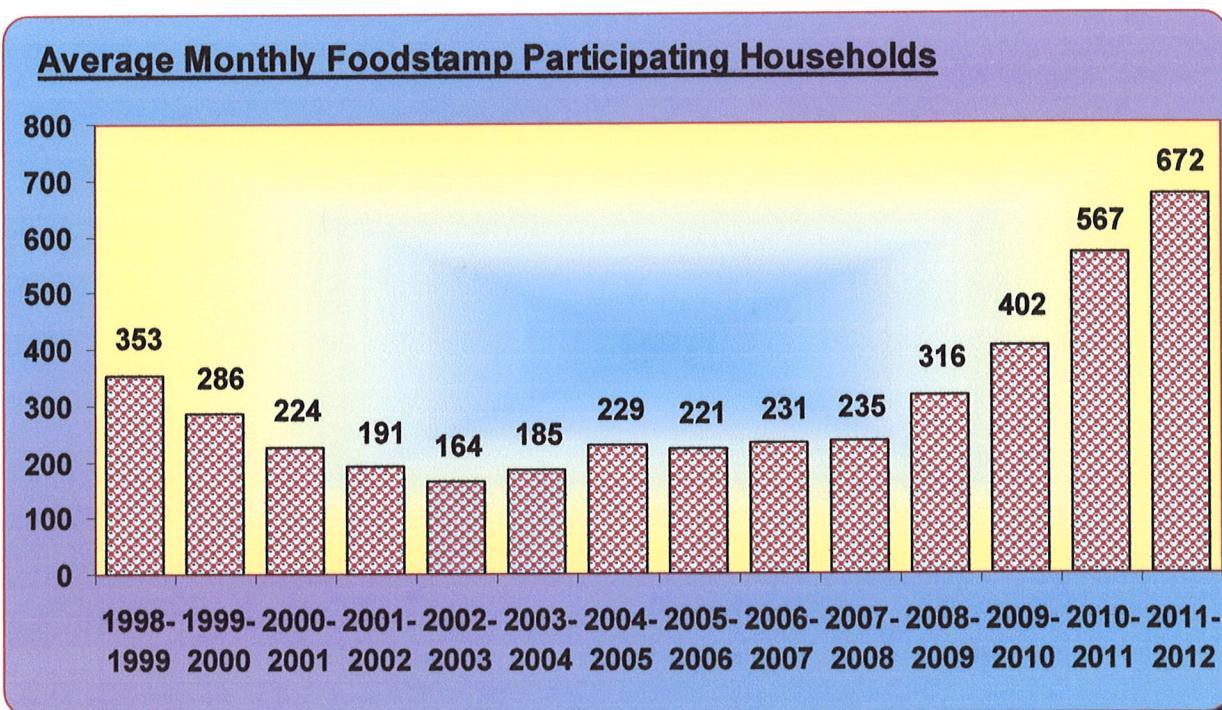
Funding for CalWORKs

| | Federal Share | State Share | County Share |
|----------------------------|---------------|-------------|--------------|
| Administration | 50% | 50% | *** |
| Assistance Payments | 69.1% | 28.4% | 2.5% |
| Employment Services | 50% | 50% | *** |
| Child Care Services | 50% | 50% | *** |

****The County pays a flat maintenance of effort amount annually which is \$115,918.

CalFresh (Supplemental Nutrition Assistance Program or SNAP, formerly Foodstamps)

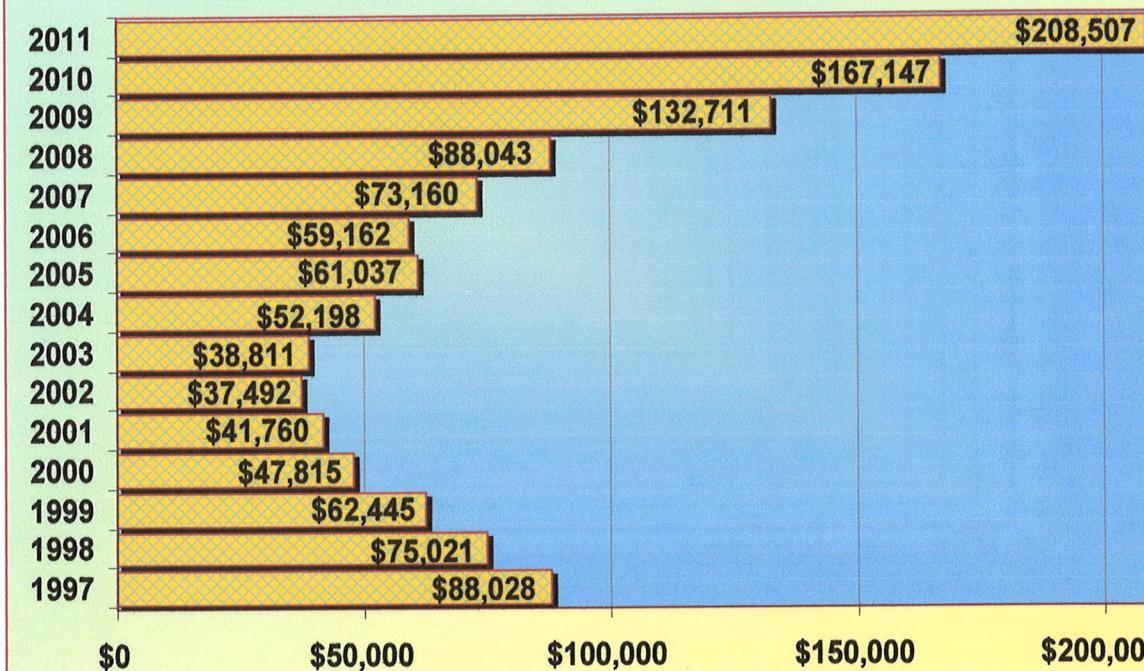
The CalFresh (SNAP) program is mandated by federal law and the California Welfare and Institutions Code beginning at section 10600. This program supplements low income individuals and households by increasing their food purchasing power. Due to changes in federal law, the program is operated through electronic benefits transfers. Participating California households use the California Golden Advantage Card to access their benefits. Because paper coupons no longer exist, the Federal program has been renamed and is now called the Supplemental Nutrition Assistance Program or SNAP. SNAP is available in all 50 states and for that reason, is sometimes referred to as a "safety net" program.



From the 1996/1997 fiscal year to the 2002/2003 fiscal year, the number of people participating in the CalFresh assistance program in Plumas County dropped by 66%. This decline coincides with a similar drop in the case count in the CalWORKs program. During the past four years, with the downturn in the economy, there has been significant growth in this program.

At the time this report is being presented, there are signs of a drop in case counts for this program. The Department believes however that higher caseloads will be the norm for some time until economic conditions improve job prospects.

Average Foodstamp Value Per Month by Calendar Year



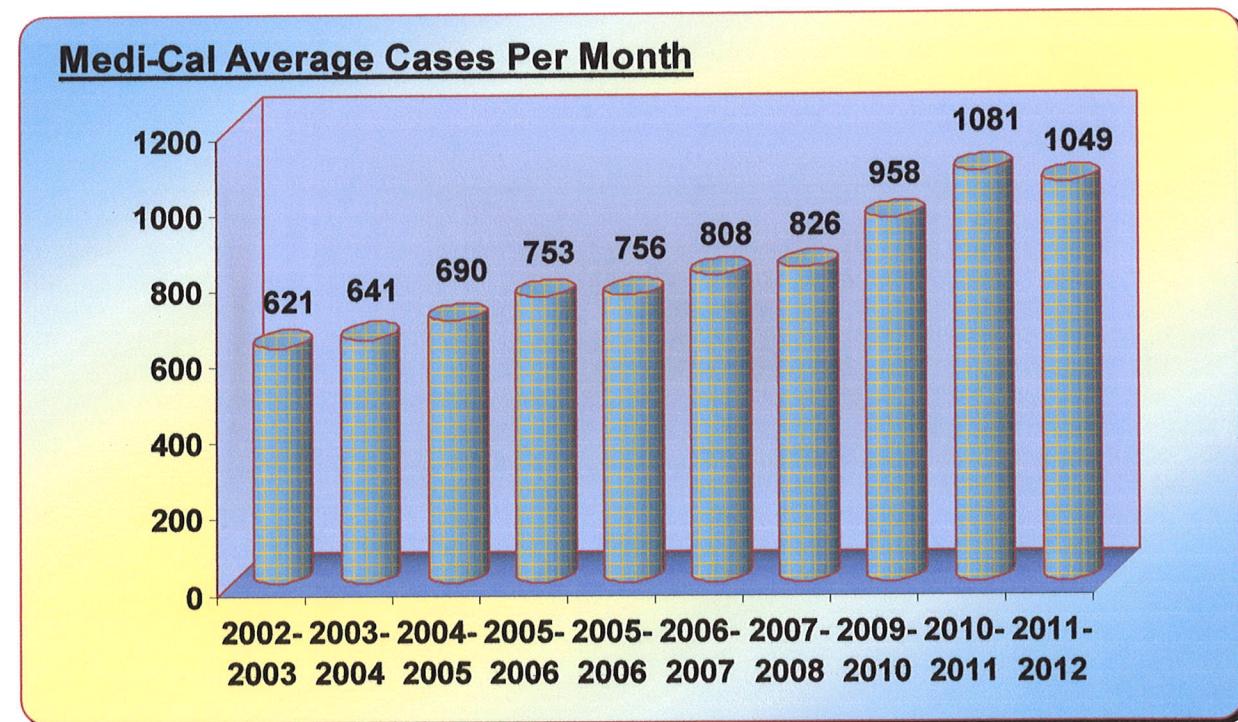
Due to the increases in the case count, the average monthly value of Foodstamp benefits issued by the Department has grown significantly.

Funding for Foodstamps (SNAP/CalFresh)

| | Federal Share | State Share | County Share |
|---------------------|---------------|-------------|--------------|
| Administration | 50% | 35% | 15% |
| Assistance Payments | 100% | 0% | 0% |

MEDI-CAL

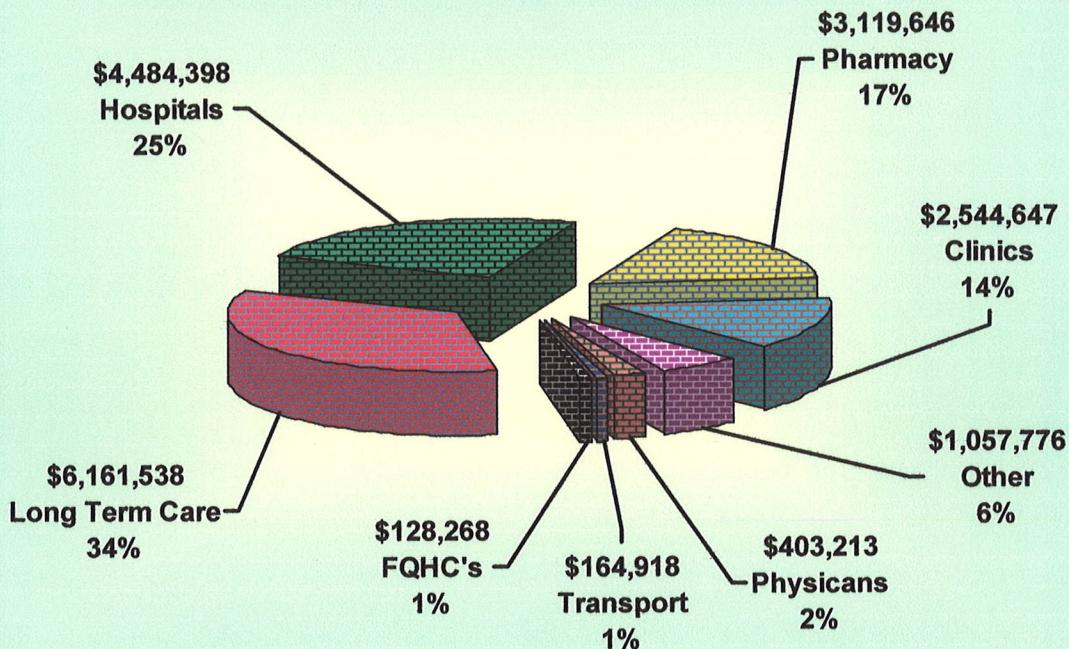
The federal Medicaid program is the foundation for the Medi-Cal program in California. Source regulations for this program are found in Title 22 of the California Code of Regulations. Under this program, low income families, aged and disabled persons can receive health care from a participating provider. The provider is then reimbursed at the Medi-Cal rate of payment for those services. Applicants for the Medi-Cal program must reside in Plumas County at the time of their application.



Measured by case count, Medi-Cal is the largest program the Department of Social Services administers. The average monthly caseload is about 1050 cases per month, down somewhat from the 1081 average in 2010-2011.

All of the costs for the Medi-Cal program are paid for by state and federal funding sources. The costs for administration of this program include Benefits Assistance Counselors, reception and administrative clerks and the costs for overhead including our building. These costs appear in the Department's budget; however, the costs for medical providers, hospital and pharmacy do not appear in our annual budget since these costs are paid for by the state through a third party administrator.

Medi-Cal Payments to Providers 2011



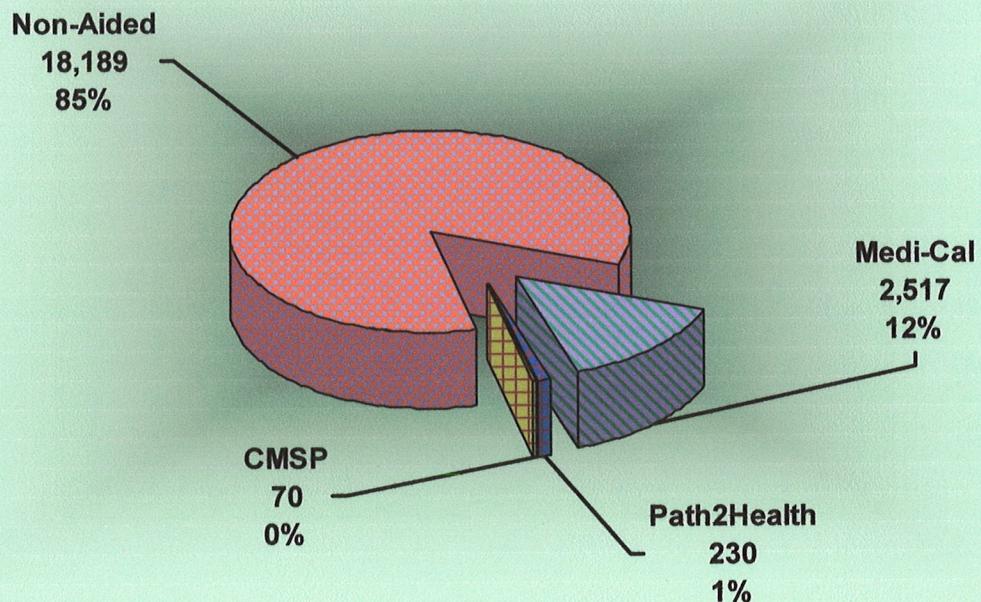
Payments to providers of health services totaled \$18,064,404 for Plumas County residents during calendar year 2011. Provider Payments are shared equally by the State General Fund and by Federal Government funding sources. There is no County contribution to these costs.

Funding for Medi-Cal

| | Federal Share | State Share | County Share |
|--|---------------|-------------|--------------|
| Administration | 50% | 50% | 0% |
| Payments: Medical Providers / Hospitals | 50% | 50% | 0% |

About 13% of Plumas County citizens receive Medi-Cal or CMSP

Medical Assistance in Plumas County



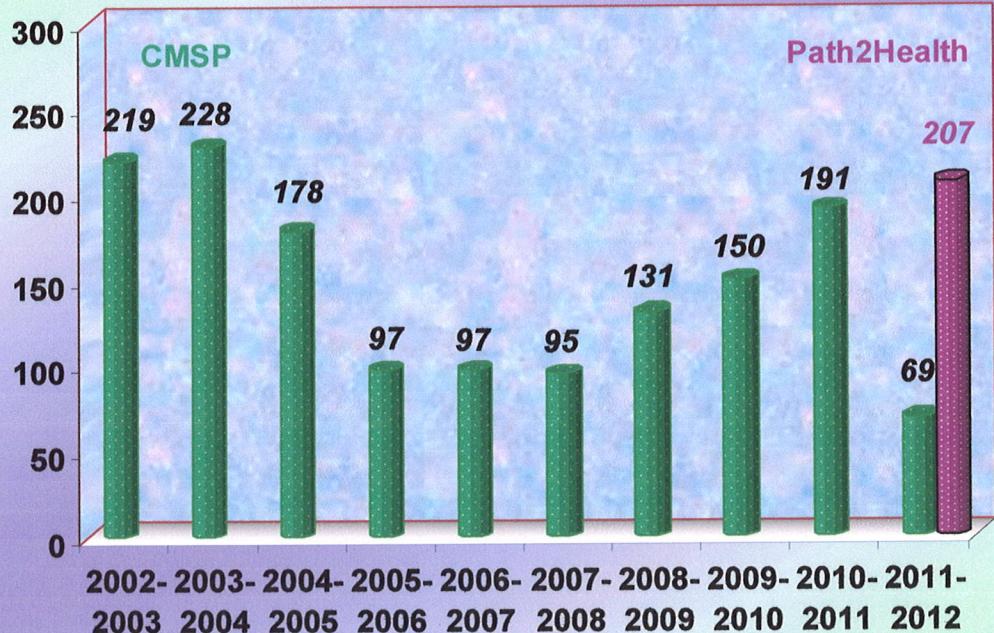
COUNTY MEDICAL SERVICES PROGRAM (CMSP AND PATH2HEALTH)

Under Section 17000 of the California Welfare and Institutions Code, each of California's 58 counties is required to provide care and support for indigent adults who legally reside in the county. This requirement includes providing medical care for single adults who are deemed to be medically indigent and who do not qualify for Medi-Cal. In the larger counties the requirement is met through county hospitals. In the past, the thirty-four smallest counties, including Plumas, pooled their risk in the County Medical Services Program (CMSP).

Following the passage of the Affordable Care Act (ACA) most of the former CMSP recipients have been transferred to Path2Health, a program financed with federal assistance. This program covers the health care costs of most medically indigent adults except those who have not shown proof of US citizenship.

Eligible recipients receive care from a participating provider. The provider submits claims for payment to the CMSP or Path2Health program which reimburses the participating provider through a contract with a third party administrator (currently Anthem-Blue Cross).

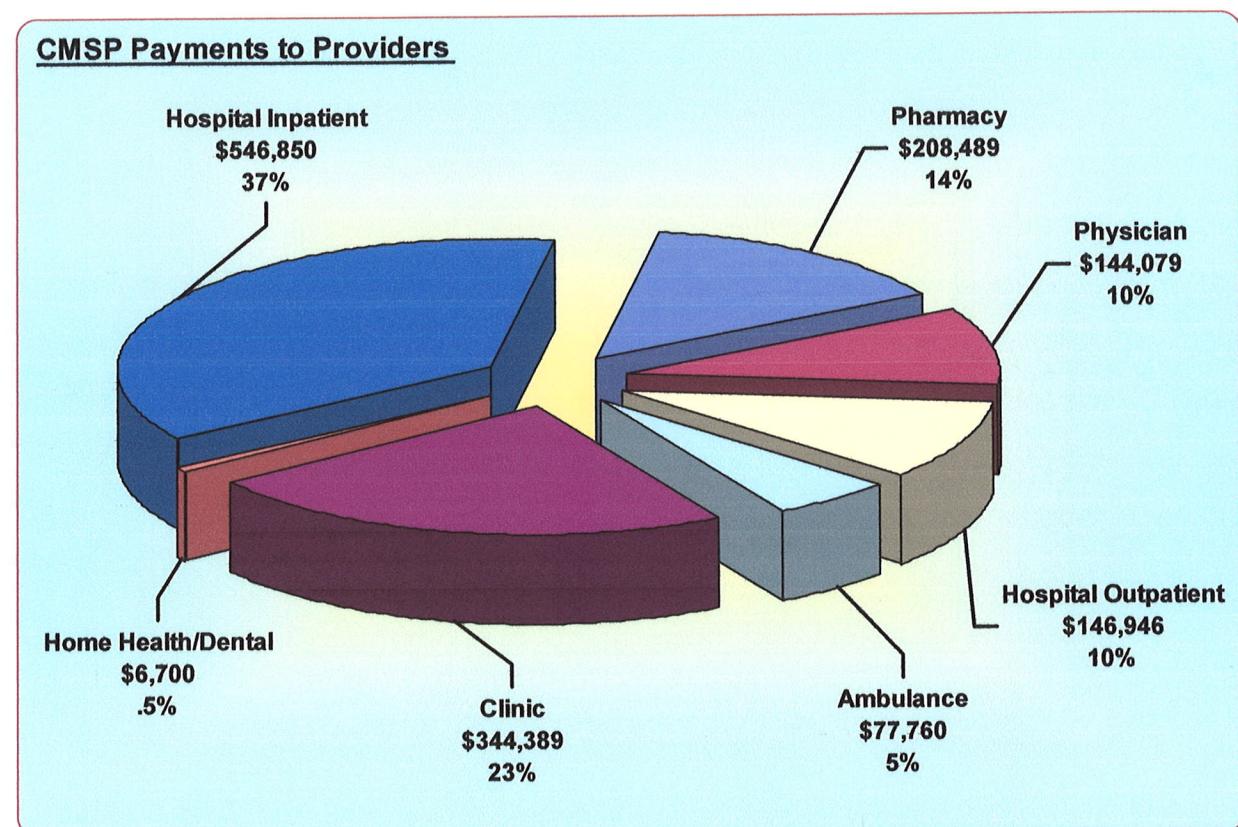
CMSP/Path2Health Average Monthly Cases



CMSP is funded entirely by County Health Realignment dollars which come from vehicle license fees and sales taxes. An applicant must be a resident of Plumas County. Path2Health is funded with federal ACA dollars matched with County Health Realignment dollars.

COUNTY MEDICAL SERVICES PROGRAM (CMSP) PAYMENTS TO PROVIDERS

According to data provided by the CMSP program administrators and third party payer, health providers received a total of \$1,475,317 in reimbursements for health care services provided to CMSP enrollees. The payment distribution by provider type is shown below:



As the data demonstrates, entry into the CMSP system typically is through hospitals and clinics, which receive almost 80% of the total payments for CMSP eligible enrollees.

Funding for CMSP

| | Federal Share | ***State Share | County Share |
|--|---------------|----------------|--------------|
| Administration | 0% | 0% | 100% |
| Payments: Medical Providers / Hospitals | 0% | 0% | 100% |

***As indicated above the funding for CMSP is drawn from apportionments of Vehicle License Fees and State sales tax that would otherwise be allocated to Counties for the specific purposes of providing health care to the county's medically indigent population. The funds are pooled in a managed risk environment. The cost of performing eligibility determinations is shown in the annual County budget. The cost for payments to providers is not shown in the County budget as they are paid through a third party agreement.

Social Services Division

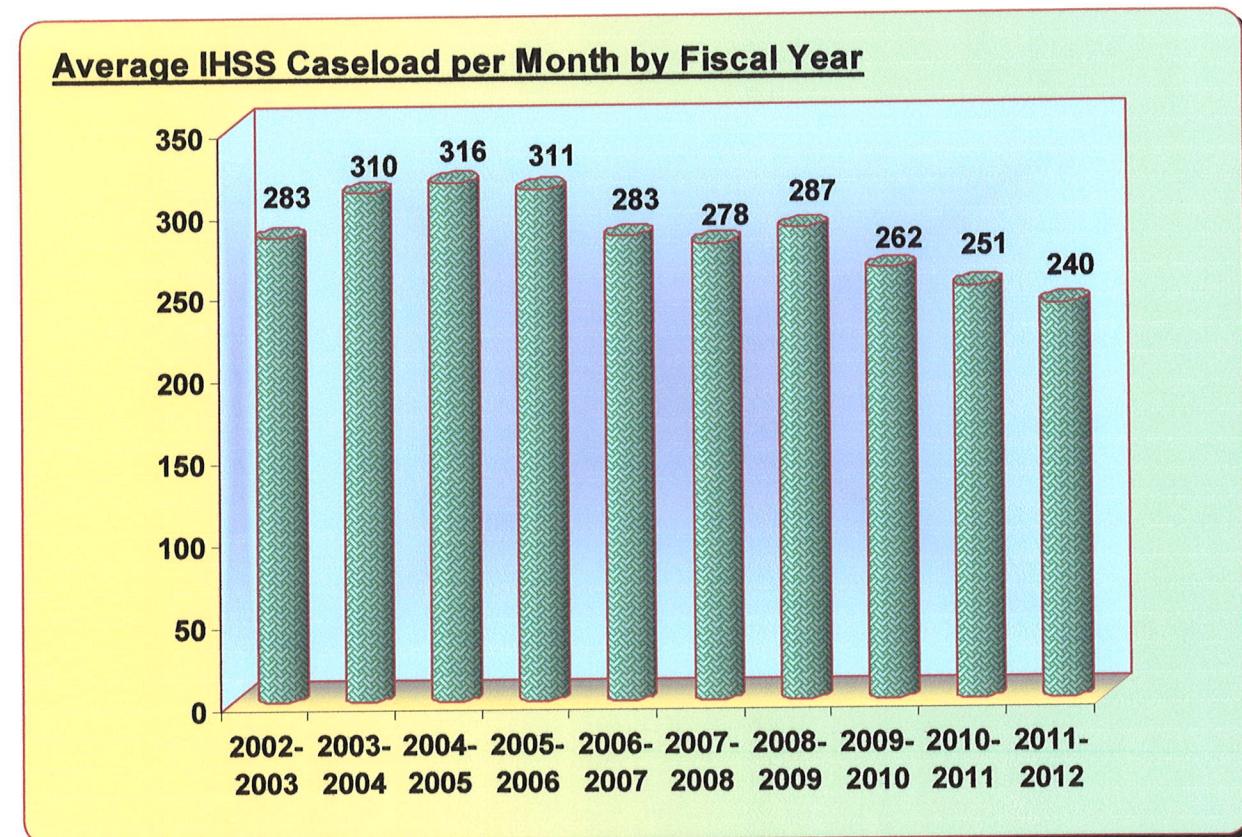
This division provides protection and intervention services for abused and at-risk children; supportive services to help children find safe, stable and permanent homes when theirs is not; and transition services to living independently. For elderly or dependent adults who are threatened with harm, abuse or exploitation, intervention and continuing support services are provided.

SOCIAL SERVICES DIVISION OBJECTIVES

- Protecting dependent individuals, children and the elderly from abuse, neglect and exploitation.
- Strengthening family and individual functioning to promote interfamilial support, self-sufficiency, self-reliance and independence.
- Participating in collaborative and community-based efforts that focus on family and individual needs.
- Promoting service systems that keep children healthy, in school, in homes where they are protected and out of trouble.
- Assisting individuals and families to live with dignity and to achieve the maximum capability for independence.

IN-HOME SUPPORTIVE SERVICES (IHSS)

The In-Home Supportive Services program is mandated by the California Welfare and Institutions Code beginning at Section 12300. Typically, low income aged, blind and disabled persons can be eligible for this program which provides domestic (cleaning, meal preparation, shopping and other household chores) and personal care (bathing, care and attendance, medical transportation) services. The goal is to enable these persons to remain in their own homes for as long as possible and to avoid placement in out-of-home care.



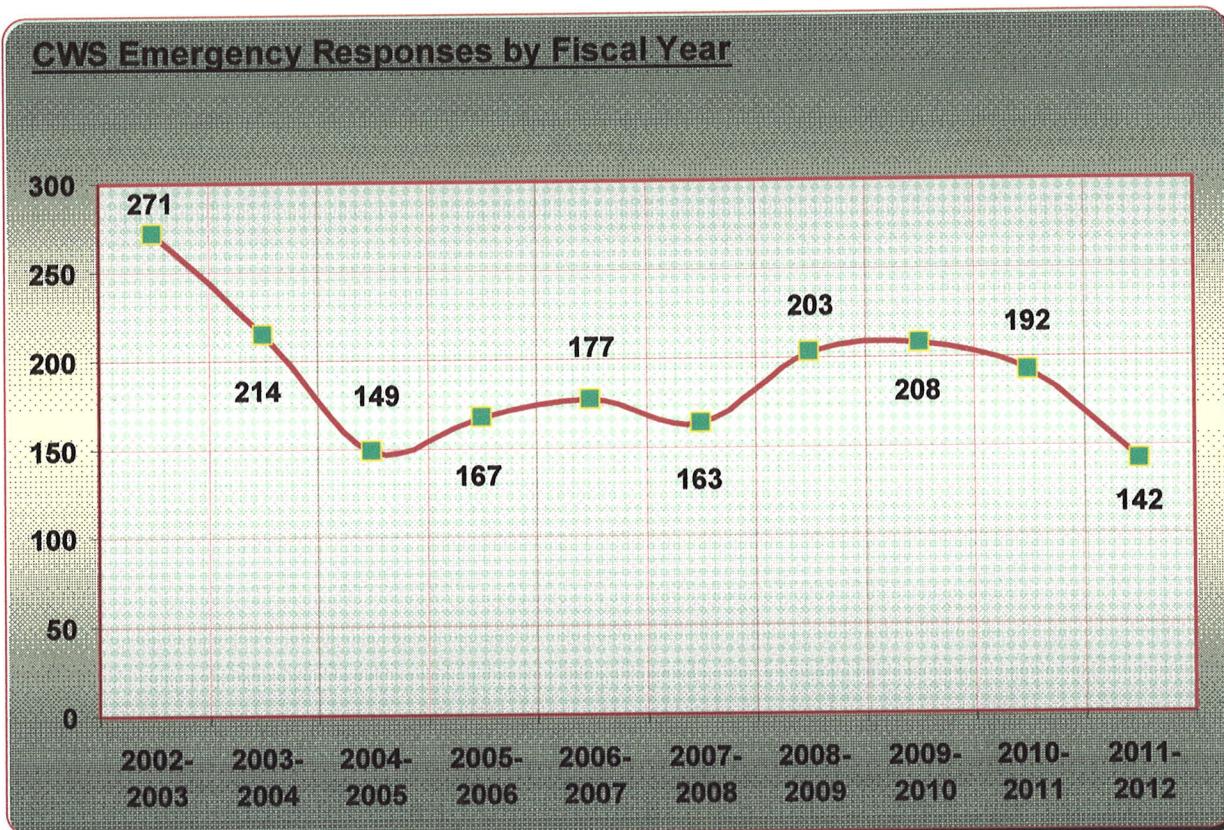
The average caseload grew significantly from 2000 through early 2005. During the past six years, the average case count has dropped. Social Workers authorize over 15,000 hours of care per month. The services are provided by independent home care workers who are currently paid \$8.56 per hour. Most of the cost of In-Home Support is borne by Federal and state funding sources with a small County contribution coming from Realignment dollars.

Funding for IHSS

| | Federal Share | State Share | County Share |
|---------------------------------------|---------------|-------------|--------------|
| Administration | 50.2% | 36.6% | 13.2% |
| Payments for Provider Services | 49.4% | 32.9% | 17.7% |

CHILD WELFARE SERVICES/CHILD PROTECTIVE SERVICES

The Child Welfare Services (CWS) program is mandated by the California Welfare and Institutions Code beginning at Section 16500. County Social Workers provide intervention and protective services to children who are threatened with abuse or neglect. Emergency response services for crises where children are under the threat of immediate harm are available 24 hours per day, seven days per week. Our Social Workers perform risk assessments and provide support to families in the form of services designed to strengthen family functioning and parental capacity so that children can be free from harm.



The total number of annual referrals for investigation has grown during the past two fiscal years. The monthly average number of referrals is a little over 17 referrals per month.

Funding for Child Welfare Services

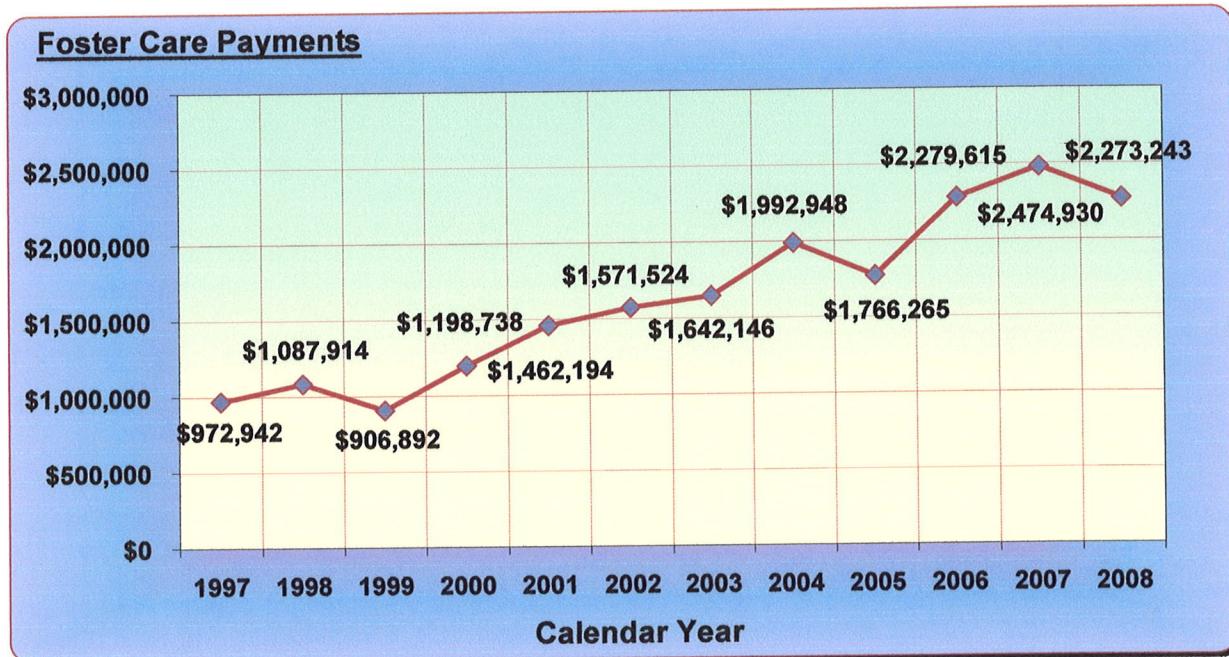
| | Federal Share | State Share | County Share |
|---|---------------|-------------|--------------|
| CWS Services (Direct and Overhead) | 15% | 35% | 15% |

FOSTER CARE SERVICES

Foster care services are mandated by the California Welfare and Institutions Code under several sections. When an abused or neglected child cannot safely remain in their own home, the child may be placed in Foster Care. In addition, when a child is adjudicated by the Juvenile Court as an offender or is incorrigible and falls under a Juvenile Probation order, those children may also be placed in Foster Care.

Foster Care placements can range in type, from a low level family foster home in the community, to a more structured institution with on-site counseling and an educational program (commonly called Group Homes).

Because levels of care provided differ from one type of placement to another, the monthly cost for individual placements can range from about \$1,600 per month on the low end to as much as \$9,500 per month on the high end for children who have serious emotional or mental health issues.



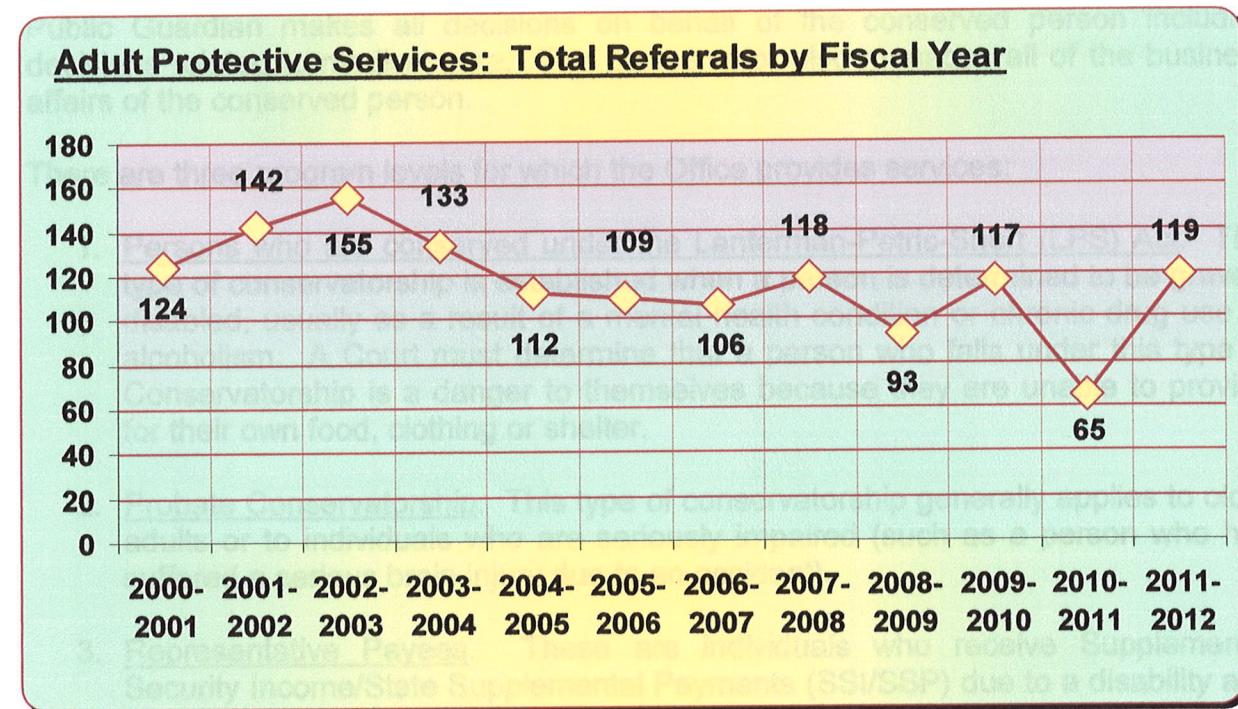
Payments for Foster Care have increased substantially over the past twelve years. Much of the increase is due to higher levels of placement required for the most troubled youth in the system.

Funding for Foster Care

| | Federal Share | State Share | County Share |
|--|---------------|-------------|--------------|
| Administration | 50% | 50% | *** |
| Assistance - Federally Eligible Child | 69.1% | 28.4% | 2.5% |
| Assistance – Non Federally Eligible Child | 50% | 50% | *** |

ADULT PROTECTIVE SERVICES

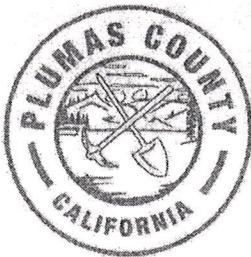
The Adult Protective Services (APS) program provides direct intervention and supportive services to elderly and disabled citizens when they have been victims of abuse, neglect or financial exploitation. Social Workers are available to respond to allegations of abuse 24 hours per day, seven days per week. The Department works closely with other agencies, including law enforcement, to intercede in situations where an elderly or disabled citizen is unable to protect their own interests, lacking in food, shelter, clothing or care and attendance; or, harmed or threatened with or injury as a result of their own actions or inactions, or the actions or inactions of another person.



Annual referrals for investigation fluctuate reaching levels as high as the mid 150's and as low as 90 referrals in a year. The costs to operate the Adult Protective Services program come primarily from State General Fund appropriations. These appropriations have been frozen since State Fiscal Year 2000-2001.

Funding for Adult Protective Services

| | Federal Share | State Share | County Share |
|---|---------------|-------------|--------------|
| APS Services (Direct and Overhead) | 50% | 35% | 15% |



OFFICE OF THE DISTRICT ATTORNEY

David Hollister, District Attorney

520 Main Street, Room 404 · Quincy, California 95971
(530) 283-6303 · Fax (530) 283-6340

Date: January 22, 2013
To: Plumas County Board of Supervisors
From: David Hollister, District Attorney
Subject: Contract Policy Resolution


7 Jan 2013

Recommendation:

The District Attorney requests approval of a resolution authorizing the District Attorney to contract for all expert services related to criminal investigation and prosecution provided it has funding available.

Background and Discussion

The District Attorney is seeking a resolution authorizing the District Attorney to contract for all expert services related to criminal investigation and prosecution provided it has funding available. This resolution codifies existing law and removes any confusion or issue concerning the retention of expert services by the District Attorney.

The District Attorney has independent authority to investigate and prosecute crime. The Board of Supervisors has appropriated funds in the District Attorney budget to allow these legal obligations to be met. In addition to the annual appropriation of funds to this end, the Board of Supervisors recently approved \$30,000 to be transferred from the county's contingency funds to the District Attorney's professional services budget for the specific purpose the District Attorney be provided resources to investigate and prosecute crime. Once appropriated, the District Attorney has independent authority to use the appropriated funds to investigate and prosecute crime in his discretion (see Opinion of the California Attorney General 93-903; 77 Ops.Cal.Atty.Gen. 82, May 1994). If the District Attorney were to exhaust its funding it may continue to independently expend funds for the investigation and prosecution of crime and

these expenditures would be the responsibility of the county as "county charges" (see Gov't Code 29601).

The Public Defender has similar authority pursuant to Gov't Code 29602.

Attached, please find Gov't Codes 29601 and 29602 as well as Opinion of the Attorney General 93-903 which have been previously been referenced.

In conclusion, please adopt a resolution authorizing the District Attorney to contract for all expert services related to criminal investigation and prosecution provided it has funding available.

RESOLUTION No. 13-

WHEREAS the Plumas County Board of Supervisors desires to grant authority to the District Attorney to contract for all expert services related to criminal investigation and prosecution:

NOW, THEREFORE, BE IT RESOLVED that the District Attorney of Plumas County is authorized, on behalf of the Board, to enter into contracts for all expert services for investigations and prosecutions of criminal cases provided there is funding already approved in the District Attorney budget units.

I hereby certify that the foregoing is a true copy of the resolution adopted by the Board of Supervisors of Plumas County in a meeting thereof held on January 15, 2013 by the following:

Vote:

Ayes:

Noes:

Absent:

Signature: _____ **Date:** _____

Chair, Plumas County Board of Supervisors

ATTEST: _____ **Date:** _____

NANCY DAFORNO, Clerk of the Board
Plumas County Board of Supervisors

California Government Code § 29601.**CALIFORNIA CODES****CALIFORNIA GOVERNMENT CODE****Title 3. GOVERNMENT OF COUNTIES****Division 3. FINANCIAL PROVISIONS****Chapter 3. COUNTY CHARGES****Article 1. General**

Current through the 2012 Legislative Session

§ 29601.

The following expenses of the district attorney and the sheriff are county charges:

- (a) Traveling and other personal expenses incurred in criminal cases arising in the county and in civil actions and proceedings in which the county is interested.
- (b) All other expenses necessarily incurred by either of them:
 - (1) In the detection of crime. Except as to violations of Section 23152 of the Vehicle Code, this section does not apply to the detection of those crimes declared to be misdemeanors by the Vehicle Code.
 - (2) In the prosecution of criminal cases, and in civil actions and proceedings and all other matters in which the county is interested, or in which any officer or employee, or former officer or employee, of the county is a defendant in an action for damages instituted for any act performed by him or her in good faith in furtherance of his or her duty while in the employ of the county and in which the district attorney is authorized to represent him or her.

Cite as Ca. Gov. Code § 29601

California Government Code § 29602.**CALIFORNIA CODES****CALIFORNIA GOVERNMENT CODE****Title 3. GOVERNMENT OF COUNTIES****Division 3. FINANCIAL PROVISIONS****Chapter 3. COUNTY CHARGES****Article 1. General**

Current through the 2012 Legislative Session

§ 29602.

The expenses necessarily incurred in the support of persons charged with or convicted of a crime and committed to the county jail and the maintenance therein and in other county adult detention facilities of a program of rehabilitative services in the fields of training, employment, recreation, and prerelease activities, and for other services in relation to criminal proceedings for which no specific compensation is prescribed by law are county charges.

However, nothing in this section shall preclude or prohibit the county from receiving reimbursement from a provider of medical insurance coverage for the provision of medical services to a prisoner or detainee received by or held in the county jail or other detention facilities, in those instances where the prisoner or detainee has private medical insurance coverage.

Cite as Ca. Gov. Code § 29602

TO BE PUBLISHED IN THE OFFICIAL REPORTS

OFFICE OF THE ATTORNEY GENERAL
State of California

DANIEL E. LUNGREN
Attorney General

| | | |
|-------------------------|---|-------------|
| OPINION | : | No. 93-903 |
| of | : | May 3, 1994 |
| DANIEL E. LUNGREN | : | |
| Attorney General | : | |
| ANTHONY S. Da VIGO | : | |
| Deputy Attorney General | : | |

THE HONORABLE RICHARD K. RAINY, MEMBER OF THE CALIFORNIA ASSEMBLY, has requested an opinion on the following question:

Does a county board of supervisors have the legal authority to govern the actions of an elected sheriff concerning the manner in which the sheriff's budget allotment is to be spent, including the manner in which personnel will be assigned?

THE HONORABLE GARY T. YANCEY, DISTRICT ATTORNEY, COUNTY OF CONTRA COSTA, has requested an opinion on the following question:

Does a county board of supervisors have the legal authority to govern the actions of an elected district attorney concerning the manner in which the district attorney's budget allotment is to be spent, including the manner in which personnel will be assigned?

CONCLUSION

A county board of supervisors is not authorized to govern the actions of a sheriff or district attorney concerning the manner in which their respective budget allotments are expended or the manner in which personnel are assigned.

ANALYSIS

The present inquiry concerns whether a county board of supervisors¹ may govern the actions of a sheriff or district attorney with respect to the manner in which budget allotments for

¹It will be assumed for purposes of this analysis that the county in question is a general law county.

those offices are expended, including issues of personnel deployment.² Generally, a county possesses and can exercise only such powers as are granted to it by the Constitution or by statutes, together with those powers as arise by necessary implication from those expressly granted. (Gov. Code, § 23003; *Byers v. Board of Supervisors* (1968) 262 Cal.App.2d 148, 157; 70 Ops.Cal.Atty.Gen. 227, 228 (1987).)³ Some county powers are exercised by the board of supervisors, while others are exercised by county officers and agents acting under "authority conferred by law." Section 23005 states: "A county may exercise its powers only through the board of supervisors or through agents and officers acting under authority of the board or authority conferred by law."

In examining the scope of a county's powers, we look first to the Constitution. Article XI, section 1, subdivision (b), of the Constitution states as follows:

"The Legislature shall provide for county powers, an elected sheriff, an elected district attorney, an elected assessor, and an elected governing body in each county. Except as provided in subdivision (b) of section 4 of this article, each governing body shall prescribe by ordinance the compensation of its members, but the ordinance prescribing such compensation shall be subject to referendum. The Legislature or the governing body may provide for other officers whose compensation shall be prescribed by the governing body. The governing board shall provide for the number, compensation, tenure, and appointment of employees."⁴

In carrying out its constitutional mandate, the Legislature has provided for an elected governing board in each county and has prescribed its powers. (§§ 25000-26400.) Section 25300 states specifically:

"The board of supervisors shall prescribe the compensation of all county officers and shall provide for the number, compensation, tenure, appointment and conditions of employment of county employees. Except as otherwise required by Section 1 or 4 of Article XI of the California Constitution, such action may be taken by resolution of the board of supervisors as well as by ordinance."

Section 25207 more generally provides:

"The board may do and perform all other acts and things required by law not enumerated in this part, or which are necessary to the full discharge of the duties of the legislative authority of the county government."

²The questions refer to an "elected" sheriff and to an "elected" district attorney. For purposes of this analysis, we find no talismanic significance respecting the manner of selection of these officers. (See *People v. Kelsey* (1868) 34 Cal. 470; *Beck v. County of Santa Clara* (1988) 204 Cal.App.3d 789, 794-795; 33 Ops.Cal.Atty.Gen. 180, 182 (1959).)

³Unidentified section references herein are to the Government Code.

⁴The Constitution also provides that charter counties are to provide in their charters for an elected sheriff, an elected district attorney, and an elected governing board, and for the compensation of such officers. (Cal. Const., art. XI, § 4; see *Beck v. County of Santa Clara, supra*, 204 Cal.App.3d at 796-799.)

Finally, of particular significance here regarding the powers of a board of supervisors, section 25303 states as follows:

"The board of supervisors shall supervise the official conduct of all county officers, and officers of all districts and other subdivisions of the county, and particularly insofar as the functions and duties of such county officers and officers of all districts and subdivisions of the county relate to the assessing, collecting, safekeeping, management, or disbursement of public funds. It shall see that they faithfully perform their duties, direct prosecutions for delinquencies, and when necessary, require them to renew their official bond, make reports and present their books and accounts for inspection.

"This section shall not be construed to affect the independent and constitutionally and statutorily designed investigative and prosecutorial functions of the sheriff and district attorney of a county. The board of supervisors shall not obstruct the investigative function of the sheriff of the county nor shall it obstruct the investigative prosecutorial function of the district attorney of a county.

"Nothing contained herein shall be construed to limit the budgetary authority of the board of supervisors over the district attorney or sheriff."

With respect to the authority and functions of a district attorney, the Legislature has defined various duties and responsibilities. (§§ 26500-26543.) Section 26500 states:

"The district attorney is the public prosecutor, except as otherwise provided by law.

"The public prosecutor shall attend the courts, and within his or her discretion shall initiate and conduct on behalf of the people all prosecutions for public offenses."

A district attorney is expressly authorized and directed to institute proceedings before magistrates for the arrest of persons charged or reasonably suspected of public offenses, to attend and advise the grand jury, and to draw all indictments and informations. (§§ 26501, 26502.)

The Legislature has also enacted a statutory scheme defining the powers and duties of a sheriff. (§§ 26600-26778.) Section 26600 generally provides:

"The sheriff shall preserve peace, and to accomplish this object may sponsor, supervise, or participate in any project of crime prevention, rehabilitation of persons previously convicted of crime, or the suppression of delinquency."

A sheriff is expressly authorized and directed to investigate public offenses which have been committed and to arrest and take before a magistrate all persons who have committed a public offense. (§§ 26601, 26602.)

Both a district attorney and a sheriff are county officers authorized to appoint as many deputies as are necessary for the prompt and faithful discharge of their respective duties. (§§ 24000, 24101.)⁵

With these statutory duties in mind, we commence our analysis of the questions with a case which interpreted laws enacted under the original Constitution. In 1855, El Dorado County retained the services of a private law firm to prosecute certain parties accused of murder. The Eleventh Judicial District Court determined that the board of supervisors had no authority to make such a contract. (*Newell & Williams v. El Dorado County* (1856) 1 Labatt 102.) The court explained its decision in part as follows:

". . . [I]t is the duty of the County to see that the laws are executed and criminals punished; but in the exercise of this duty, it goes no farther and can go no farther, than to furnish the money, officers and agents, necessary to accomplish the object. In the performance of this duty each County is restricted and controlled within certain limits, and those are fixed by Statute. It, too, is created by Statutes, they are its charter and beyond their provisions it cannot go. It possesses no power except such as has been expressly delegated and such as may be necessary to carry into effect the delegated powers.

"In looking to the Statutes for the purpose of ascertaining the extent of these powers, and the manner in which they are exercised, we find that Counties, like other corporations, conduct their affairs by means of certain officers, and these have certain duties assigned them, covering the whole field of criminal prosecutions. . .

". . . A District Attorney is paid a liberal salary to attend to the prosecution of all criminal cases . . .

"The theory of the law is, that these officers and their deputies are able and competent to discharge, to the satisfaction of the public and in such a manner as to meet its demands, all of the various duties that have been imposed upon them. If the Legislature has made a mistake, it is not the fault of the County or of the Board of Supervisors, any more than it would be of an agent who had not been clothed with powers sufficiently ample to attend properly to the interests of his principal." (*Id.*, at pp. 104-105.)

Nearly four decades later, a similar question arose concerning the authority of the Modoc County Board of Supervisors to employ counsel on behalf of the county to assist the district attorney in the prosecution of criminal cases. In *County of Modoc v. Spencer* (1894) 103 Cal. 498, 501, the Supreme Court analyzed the issues as follows:

". . . [I]t is strongly urged in effect that it was within the inherent general power of the board, in the absence of special provision, to provide for the proper prosecution of these cases. But we know of no such inherent or undefined power in the board of supervisors; their powers being purely statutory, their every act must find its warrant in the statute, either expressly or by necessary implication. [Citations.] The legislature having specified certain cases in which such power may

⁵However, "[a] county district attorney prosecuting a criminal action within a county, acts as a *state* officer, exercising ultimately powers which may not be abridged by a county board of supervisors." (*Graham v. Municipal Court* (1981) 123 Cal.App.3d 1018, 1022.)

be exercised, there is no implication that she intended it to be exercised in others; *expressio unius est exclusio alterius*. In fact, an examination of all the provisions of the statute bearing upon the subject leads to the conclusion that it never was intended that the board of supervisors should be permitted to control or interfere with criminal prosecutions or with the district attorney in their management. The district attorney in the discharge of the duties of his office performs two quite distinct functions. He is at once the law officer of the county and the public prosecutor. While in the former capacity he represents the county and is largely subordinate to, and under the control of, the board of supervisors, he is not so in the latter. In the prosecution of criminal cases he acts by the authority and in the name of the people of the state."⁶

In the two cases set forth above, a county board of supervisors attempted to employ private attorneys to conduct prosecutorial functions; such employment relationship would place in the hands of the supervisors the attendant right to control the conduct and assignment of the attorneys under contract. The present inquiry focuses upon the extent of control retained by a board of supervisors over the manner in which funds allocated to the offices of the district attorney and sheriff are expended, including the manner in which personnel are deployed. As in the foregoing cases, the primary issue here concerns the authority of a board of supervisors to assume the prerogative of an employer, thereby diminishing necessarily the control exercised by the district attorney and sheriff over the conduct and deployment of those who perform the duties of their respective offices.

In *Hicks v. Board of Supervisors* (1977) 69 Cal.App.3d 228, the Court of Appeal held that the Orange County Board of Supervisors was not authorized to transfer 22 investigative positions from the district attorney's office to the sheriff's office. The court stated as follows:

"The board of supervisors has no inherent powers; the counties are legal subdivisions of the state, and the county board of supervisors can exercise only those powers expressly granted it by Constitution or statutes and those necessarily implied therefrom. (Cal. Const., art. XI, § 1; *People v. Langdon*, 54 Cal.App.3d 384, 388-389; *Byers v. Board of Supervisors*, 262 Cal.App.2d 148, 155.) An examination of the provisions of the applicable statutes and of the Constitution reveals that the board of supervisors has been granted no power of control over the district attorney in the exercise of his discretionary duties. Although the board of supervisors has the power to prescribe the number, compensation, tenure, and appointment of county employees (Gov. Code, § 25300), the board has no power to itself appoint deputies or assistants to the district attorney (*County of Modoc v. Spencer, supra*, 103 Cal. at pp. 500-502); although the county board of supervisors has authority to supervise county officers in order to insure that they faithfully perform their duties (Gov. Code, § 25303), the board has no power to perform county officers' statutory duties for them or direct the manner in which duties are performed (*People v. Langdon, supra*, 54 Cal.App.3d 384, 390), and although the board of supervisors exercises control over the county budget (Gov. Code, §§ 29021.1-29101), the board may not, by failing to appropriate funds, prevent the district attorney from incurring necessary expenses for crime detection as county charges (Gov. Code, § 29601); *Cunning v. County of Humboldt*, 204 Cal. 31, 33-35)." (*Id.*, at p. 242.)

⁶The nature and extent of a board's control over the district attorney when he is acting in the capacity of the county "law officer" is defined in sections 25203 and 31001; virtually all counties now have these civil law functions preformed by the county counsel (§§ 17640-27648). We are concerned here, on the other hand, with a district attorney acting as public prosecutor.

* * * * *

PLUMAS COUNTY • DEPARTMENT OF PUBLIC WORKS

1834 East Main Street, Quincy, CA 95971 – Telephone (530) 283-6268 – Facsimile (530) 283-6323
Robert A. Perreault, Jr., P.E., Director Joe Blackwell, Deputy Director



3c

AGENDA REQUEST

for the January 22, 2013 meeting of the Board of Supervisors

January 14, 2013

To: Honorable Board of Supervisors

From: Robert Perreault, Director of Public Works

Subject: Request to Appropriate \$12,880.50 from General Fund Contingency to Cover Additional Expenses Associated with the Removal of the Underground Storage Tank from Dame Shirley Plaza; discussion and possible action; four-fifths required roll call vote

A handwritten signature in black ink that reads "Robert A. Perreault".

BACKGROUND

Circa March, 2012, the Board of Supervisors authorized the Facilities Director to execute a contract with Vestra Resources, Inc. in the amount of \$2,900 for professional services pertaining to removal of a recently discovered underground storage tank from the property known as Dame Shirley Plaza. The scope of work for the initial contract is generally described as file search and development of a work plan for review and acceptance by the regulatory agencies. The initial contract (#FAC 120114) contained an expiration date of April 30, 2012.

Circa April, 2012, the Board of Supervisors authorized an Addendum in the amount of \$31,838 for tasks such as: excavation, tank removal, transportation, monitoring and testing.

Circa July, 2012, the Board of Supervisors authorized Addendum 2 in the amount of \$7,300 for additional tasks.

In early December, 2012 the administration of the contract between the County and Vestra Resources, Inc., was assigned to the Department of Public Works due to the departure of the Facilities Director.

At the time of re-assignment, there was an unpaid invoice in the amount of \$ 9,380.50 from the Consultant.

Additionally, there is work yet to be performed by the Consultant in order to close out the project contract to the satisfaction of the regulatory agencies. Tasks include discussions and meetings with regulatory agencies, preparation of as-built information and are estimated to cost no more than \$3,500.

Total: \$2,900 + \$31,838 + \$7,300 + \$9,380.50 + \$3,500 = \$54,918.50

RECOMMENDATION

The Department of Public Works respectfully recommends that the Board of Supervisors authorize the Director of Public Works to execute Addendum No. 3 with Vestra Resources, Inc. in the amount of \$12,880.50 to resolve the above described matters.

3A

Plumas County Economic Recovery Committee

"To enhance Plumas County's economic vitality through our natural resources"

Ken George
Business Owner

Tom Hayes,
CEO,
Eastern Plumas
Health Care

Traci Holt
Alliance for Workforce
Development

John Kimmel
Certified Public
Accountant

Mark Lathrop
Sierra Pacific
Industries

Chuck Leonhardt
Plumas Tax Assessor

Bob Marshall
Plumas-Sierra
Rural Elec. Co.

Linda Wagner,
CEO,
Seneca Health Care

John Sheehan
QLG Member

Lori Simpson
County Supervisor

Mike Taboriski
Publisher,
Feather Publishing

Ron Taylor
President, Merced
Community College

Sherrie Thrall
County Supervisor

Jeff Titcomb
Indian Valley
Chamber

Bill Wickman
Consultant,
American Forest
Resource Council

Mike Wood
Union Rep.,
CIC, UBC,
QLG member

Leslie Tigan
Portola
City Administrator

Doug Lafferty
CEO, Plumas District
Hospital

December 13, 2012

Mark Ghilarducci, Secretary
California Emergency Management Agency
3650 Schriever Avenue
Mather, California 95655

Richard Jenkins
SBA Field Operations Center-West
P.O. Box 4190
Sacramento, CA 95841

Dawn Mehlhaff, Assistant Secretary
Policy, Strategic Initiatives, Legislative Affairs and Recovery
3650 Schriever Avenue
Mather, California 95655

Re: Chips Fire, Plumas County California

The Plumas County Economic Recovery Committee (PCERC) wishes to provide information for your consideration and assistance in reference to economic impacts sustained during the Chips fire that started on the Plumas National Forest on July 29th, 2012. We feel that the current guidelines that the California Emergency Management Agency follows for the determination of assistance through a Fire Management Assistance Grant (FMAG) should be reviewed to take additional fire impacts into account. On October 4th, 2012 you responded to Mr. Gerald Sipe, Director of the Emergency Services for Plumas County outlining the evaluation criteria from Title 44 of the Code of Federal Regulations, Part 204. Those criteria, as stated in 204.21, are threat to lives and improved property, availability of state and local fire-fighting resources, the presence of high fire danger conditions and the potential for major economic impacts. *The PCERC feels strongly that certain impacts are not taken into account, such as air quality and the time and length of season that businesses have to generate revenue.*

After Plumas County suffered through a month long siege associated with the Chips fire, it has become evident that other considerations should be considered when making a determination of assistance and in what form that assistance is most helpful. The PCERC would like to offer that air quality, and its effect on health and associated economic impacts, needs to be an additional evaluation and reportable factor. Using the Chips fire as a prime example, please consider the following information.

109 Cottonwood Ct., Quincy, Calif. 95971
530-283-0973

From August 9th to September 9th, the Plumas County Environmental Health installed temporary monitoring stations to record 24 Hour Average PM 2.5 (ug/m³) in several locations within the Lake Almanor basin and Greenville air shed. The station at the Canyon Dam store recorded 19 consecutive days with unhealthy (7), very unhealthy (8) and hazardous (4) readings. Greenville recorded 9 days with unhealthy and 1 day of very unhealthy air quality from August 14th through August 25th. The permanent air quality monitor in Chester recorded 9 unhealthy days from August 11th through August 23rd. It is known that many long term summer residents within the basin left the area and did not return for the remainder of the summer because of this air quality issue. It also led to most campgrounds within the Lake Almanor basin being deserted for several weeks with some laying off summer employees for the remainder of the season.

To ascertain economic impacts due to the Chips fire, information was collected from 50 businesses reporting losses. That loss totaled just over \$1.6 million. As a result of this disaster and economic impacts, Plumas County businesses did qualify for U. S. Small Business Administration loans. These loans have an interest rate of 4 percent for small businesses and 3 percent for private, nonprofit organizations. Even though this may sound like a reasonable opportunity most businesses within this geographic area have a limited time to earn their income for the year. Plumas County, and especially the Lake Almanor basin, depends on a season from the first of May to just after Labor Day to make the money that will determine their financial capability to survive as a business. Many of these businesses have lost that capability due to the Chips fire and subsequent air quality impacts that drove people away for almost a month. This situation now makes it almost impossible to absorb those losses and try to face a loan, even at 4 percent.

The PCERC offer the following ideas in the hope that you and other groups will consider changes in the small business support that is offered after wildfire and other catastrophes.

1. Redefine the criteria that are used to determine if a County or business qualify for assistance. Our suggestion would cover Counties and businesses where the majority of their annual income is developed during a defined short period of the year. In the case of Plumas County, this would be a three to four month period during the summer. If natural events, such as wildfire, occur during this period and can be shown to have dramatic effect on the normal income during this period, then such businesses could qualify for no interest assistance or grants or lower interest loans.
 - Require such businesses to provide financial records that show that at least 50 percent of their annual income is earned during the three to four month period.
 - Require the financial records to show that during this three to four month period, their business saw a loss in average income (5-10 yr average) of 50 percent or more.
 - Require a minimum annual total business profit limit so that this program is only open to those businesses that are below that minimum (not sure what this amount should be, but thought is that very small businesses do not have the overall financial capability as larger businesses).
 - If a business meets these minimum financial impact assessments, then SBA would offer lower interest rate loans, i.e. 1 to 3 percent versus the 3 to 4 now offered.
 - Add air quality as a new impact into the overall analysis. Set a number of days that must be reached that are in the unhealthy, very unhealthy and hazardous categories. Given that the season is only three to four months, use a two week time period as a

minimum. As with the case in the Lake Almanor basin, these days could be consecutive to illustrate the long term impact and time frame that people will not and cannot stay in such unhealthy air standards.

This reconsideration of the standards and criteria is critical for businesses that depend on the short summer season for their existence. For many of the impacted businesses, the loss of revenue during this late summer period will also affect their ability to purchase holiday season items. After the short summer economic period, the holiday season is the second period during the year for businesses to off-set the long winter period and minimal income.

Assistance should also be considered for providing assistance to the County for additional tourism advertising to assure the general public can be made aware that an area is not devastated and businesses, campgrounds and recreation trails are open and available.

The PCERC is willing to work with your agency and others to discuss and develop new or additional standards that will allow small rural counties and our small businesses to survive after impacts related to wildfire and other catastrophic events. Thank you in advance and the PCERC is looking forward to your response and are hopeful that it will provide positive feedback for us to discuss at a future meeting.

Sincerely,



Bill Wickman, Chairman PCERC

cc:

State Senator Gaines
Assemblyman Dahle
Assemblywoman Gaines
Assemblyman Logue
Senator Feinstein
Senator Boxer
Congressman LaMalfa
Congressman McClintock

PLUMAS COUNTY MENTAL HEALTH SERVICES

270 County Hospital Road, Suite 109 Quincy, CA 95971 (530) 283-6307 FAX (530) 283-6045

Patricia Leslie, Interim Director



A handwritten signature in black ink, appearing to read "Patricia Leslie".

DATE: JANUARY 13, 2013

TO: HONORABLE BOARD OF SUPERVISORS

FROM: PATRICIA LESLIE, INTERIM DIRECTOR, DEPARTMENT OF MENTAL HEALTH

SUBJ: BOARD AGENDA ITEM FOR JANUARY 22, 2013 CONSENT AGENDA

RE: RECEIVE, AUTHORIZE SIGNATURE AND RATIFICATION OF PROFESSIONAL SERVICES AGREEMENT WITH LASSEN COUNTY FOR BOARD AND CARE SERVICES.

It is recommended that the Board: Approve second amendment to the contract with Lassen County for fiscal year 2012-13 and authorize the appointed director of Mental Health to sign the amendment.

Background and Discussion: The Lassen County contract is specifically associated with the provision of Board and Care services to clients placed into Plumas County by Lassen County.

Financial Impact:

There are no General Fund dollars involved in this contract. The costs associated with these services are covered by a combination of Federal and State funds.

Patricia Leslie, Interim Director of Mental Health is requesting that the Board of Supervisors approve the second amendment to the contract and authorize the appointed Director of Mental Health, to sign the amendment with Lassen County.



Plumas County Public Health Agency

270 County Hospital Road, Quincy, California 95971

5B1

Mimi Khin Hall, MPH, CHES, Director

| <input type="checkbox"/> Administration & Health Education | <input type="checkbox"/> Clinic & Nursing Services | <input type="checkbox"/> Senior Nutrition & Transportation | <input type="checkbox"/> Environmental Health | <input type="checkbox"/> Environmental Health – Chester |
|---|---|---|--|---|
| Suite 206 Quincy, CA 95971 (530) 283-6337 (530) 283-6425 Fax | Suite 111 Quincy, CA 95971 (530) 283-6330 (530) 283-6110 Fax | Suite 206 Quincy, CA 95971 (530) 283-3546 (530) 283-6425 Fax | Quincy Office Suite 127 Quincy, CA 95971 (530) 283-6355 (530) 283-6241 Fax | 222 First Avenue Post Office Box 1194 Chester, CA 96020 (530) 258-2536 (530) 258-2844 |

Date: January 10, 2013

To: Honorable Board of Supervisors

From: Mimi Khin Hall

Agenda: Board Item for January 22, 2013

Item Description/Recommendation:

- a. Approve a Budget Transfer in Department 70561 (Pandemic Influenza Program) in the amount of \$31,075.00, and
- b. Approve a Budget transfer in Department 70566 (Hospital Preparedness Program) in the amount of \$29,206.00, based on final approved budgets from the California Department of Public Health, Emergency Preparedness Office.

History/Background: As the Board may recall, Plumas County Public Health Agency receives funding each year from the California Department of Health Services, Emergency Preparedness Office (EPO) to improve local public health department preparedness and ability to respond to bioterrorism for the Hospital Preparedness Program.

Plumas County Public Health Agency (PCPHA) submits a projected budget to the county for each fiscal year, as many grant programs do not finalize allocations and approve budgets for programs until well into the county fiscal year. Mid-year adjustments to the PCPHA budget are made to bring the county budget in line with later approved grant budgets.

The Boards action today will allow adjustments to various line items to bring the county budgets in line with the approved grant budgets. Copies of the budget transfers are attached for your review.

Please contact me if you have any questions or need additional information. Thank you.

COUNTY OF PLUMAS
REQUEST FOR BUDGET APPROPRIATION TRANSFER
OR SUPPLEMENTAL BUDGET

TRANSFER NUMBER

(Auditor's Use Only)

Department: Plumas County Public Health Agency

Dept. No.

70561

Date 1/9/2013

The Reason for this request is (check one):

Approval Required

- A. _____ Transfer to/from Contingencies OR between Departments
 - B. _____ Supplemental Budgets (including budget reductions)
 - C. X Transfers to/from or new Fixed Asset, out of a 51XXX
 - D. _____ Transfer within Department, except fixed assets, out of 51XXX
 - E. _____ Establish any new account except fixed assets

X TRANSFER FROM OR

SUPPLEMENTAL REVENUE ACCOUNTS

CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

TRANSFER TO OR

SUPPLEMENTAL EXPENDITURE ACCOUNTS

CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

| FUND # | DEPT # | ACCT # | NAME OF BUDGET ITEM | \$ AMOUNT |
|-----------------------------------|--------|--------|---------------------|--------------|
| 0015P | 70561 | 51000 | Regular Wages | \$ 3,650.00 |
| 0015P | 70561 | 51020 | Other Wages | \$ 5,550.00 |
| 0015P | 70561 | 51070 | Unemployment | \$ 161.00 |
| 0015P | 70561 | 51080 | Retirement | \$ 1,220.00 |
| 0015P | 70561 | 51090 | Group Insurance | \$ 200.00 |
| 0015P | 70561 | 51110 | Compensation Ins | \$ 154.00 |
| 0015P | 70561 | 525119 | Liability | \$ 81.00 |
| 0015P | 70561 | 524771 | Bio Equip | \$ 19,704.00 |
| 0015P | 70561 | 570000 | IT Transfer | \$ 355.00 |
| Total (must equal transfer total) | | | | \$ 31,075.00 |

Supplemental budget requests require Auditor/Controller's signature

Please provide copy of grant award, terms of award, proof of receipt of additional revenue, and/or backup to support request.

COUNTY OF PLUMAS
REQUEST FOR BUDGET APPROPRIATION TRANSFER
OR SUPPLEMENTAL BUDGET

TRANSFER NUMBER

(Auditor's Use Only)

Department: Plumas County Public Health Agency

Dept. No.:

70566

Date 1/9/2013

The Reason for this request is (check one):

- A. _____ Transfer to/from Contingencies OR between Departments
 - B. _____ Supplemental Budgets (including budget reductions)
 - C. X Transfers to/from or new Fixed Asset, out of a 51XXX
 - D. _____ Transfer within Department, except fixed assets, out of 51XXX
 - E. _____ Establish any new account except fixed assets

Approval Required

Board

Board

Board

CAO

CAO

TRANSFER FROM OR

SUPPLEMENTAL REVENUE ACCOUNTS

CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

C

Communications

Professional Ser

Non employee travel

| \$ AMOUNT | |
|-----------|-----------|
| \$ | 240.00 |
| \$ | 27,350.00 |
| \$ | 1,616.00 |
| | |
| | |
| | |
| | |
| | |
| \$ | 29,206.00 |

TRANSFER TO OR

SUPPLEMENTAL EXPENDITURE ACCOUNTS

CHECK "TRANSFER FROM" IF TRANSFER WITHIN EXISTING BUDGET, CHECK "SUPPLEMENTAL REVENUE" IF SUPPLEMENTAL, NEW UNBUDGETED REVENUE)

| FUND # | DEPT # | ACCT # |
|--------|--------|--------|
| 0015P | 70566 | 51000 |
| 0015P | 70566 | 51070 |
| 0015P | 70566 | 51080 |
| 0015P | 70566 | 51090 |
| 0015P | 70566 | 51100 |
| 0015P | 70566 | 51110 |
| 0015P | 70566 | 525119 |
| 0015P | 70566 | 524771 |
| 0015P | 70566 | 570000 |
| | | |
| | | |
| | | |
| | | |

| NAME OF BUDGET ITEM |
|---------------------|
| Regular Wages |
| Unemployment |
| Retirement |
| Group Insurance |
| FICA |
| Compensation Ins |
| Liability |
| Bio Equipment |
| IT Transfer |

| | \$ AMOUNT |
|----|-----------|
| \$ | 1,000.00 |
| \$ | 30.00 |
| \$ | 400.00 |
| \$ | 30.00 |
| \$ | 200.00 |
| \$ | 159.00 |
| \$ | 74.00 |
| \$ | 27,303.00 |
| \$ | 10.00 |
| | |
| | |
| | |
| \$ | 29,206.00 |

Supplemental budget requests require Auditor/Controller's signature

Please provide copy of grant award, terms of award, proof of receipt of additional revenue, and/or backup to support request



Plumas County Public Health Agency 532

270 County Hospital Road, Quincy, California 95971

Mimi Khin Hall, MPH, CHES, Director

| <input type="checkbox"/> Administration & Health Education | <input type="checkbox"/> Clinic & Nursing Services | <input type="checkbox"/> Senior Nutrition & Transportation | <input type="checkbox"/> Environmental Health | <input type="checkbox"/> Environmental Health – Chester |
|---|---|---|--|---|
| Suite 206 Quincy, CA 95971 (530) 283-6337 (530) 283-6425 Fax | Suite 111 Quincy, CA 95971 (530) 283-6330 (530) 283-6110 Fax | Suite 206 Quincy, CA 95971 (530) 283-3546 (530) 283-6425 Fax | Quincy Office Suite 127 Quincy, CA 95971 (530) 283-6355 (530) 283-6241 Fax | 222 First Avenue Post Office Box 1194 Chester, CA 96020 (530) 258-2536 (530) 258-2844 |

Date: December 3, 2012

To: Honorable Board of Supervisors

From: Mimi Khin Hall

Agenda: Item for January 22, 2013

Item Description/Recommendation: Approve and authorize the Chair to sign the following multi-year service agreements for activities related to Medi-Cal Administrative Activities:

| | |
|--------------|--|
| MAA1215EPHC | Eastern Plumas Healthcare |
| MAA1213PCCFC | Plumas County Children and Families Commission |
| MAA215PCIRC | Plumas Crisis Intervention & Resource Center |
| MAA1215PROB | Plumas County Probation Department |
| MAA1215RHC | Roundhouse Council |

History/Background: State and federal laws allow local government agencies that conduct Medi-Cal Administrative Activities (MAA) to claim federal reimbursement for a share of the cost of conducting activities related to and utilization of the Medi-Cal program and its covered services. Activities eligible for reimbursement include outreach, planning and policy development, and transportation to Medi-Cal covered services. PCPHA is the designated local government agency for MAA in Plumas County, and may claim MAA reimbursement funds for subcontractors that perform MAA.

The proposed Service Agreements provide for a pass-through of federal Medicaid funds for MAA undertaken by the organizations that result in increased health care coverage and utilization of health care services. No County General Funds are involved. PCPHA will recover the costs of administering the MAA claims by withholding 15 percent of the gross amount of Medi-Cal reimbursement received. The payments are contingent upon the County's actual receipt of Medi-Cal reimbursement from the State. Thus, there is no risk to the County if all or part of the anticipated federal revenue is not realized. This arrangement provides a unique opportunity to support enhanced community services at no risk to the County.

The Service Agreements were reviewed and approved by County Counsel, a copy of which is on file with the Clerk of the Board for your review.

Please contact me if you have any questions, or need additional information. Thank you.