

**Rural County Representatives of California  
Executive Committee Meeting  
1215 K Street, Suite 1650 Board Room  
Sacramento, CA 95814  
(916) 447-4806**

**November 14, 2018 – 10:15 a.m.**

Executive Committee Members:

Supervisor Rex Bohn, Humboldt County	Supervisor Michael Kobseff, Siskiyou County
Supervisor Randy Hanvelt, Tuolumne County	Supervisor Aaron Albaugh, Lassen County
Supervisor Matt Kingsley, Inyo County	Supervisor Diane Dillon, Napa County
Supervisor Bob Williams, Tehama County	Supervisor Stacy Corless, Mono County
Supervisor Kevin Cann, Mariposa County ( <i>Ex-Officio</i> )	Supervisor Daron McDaniel, Merced County

**Minutes**

**Call to Order and Determination of Quorum**

RCRC Chair, Supervisor Rex Bohn, Humboldt County, called the RCRC Executive Committee to order at 10:50 a.m. A quorum was determined at that time. Those present were as follows:

<b><u>Supervisors in Attendance</u></b>	<b><u>County</u></b>
Rex Bohn	Humboldt
Randy Hanvelt	Tuolumne
Bob Williams	Tehama
Daron McDaniel	Merced
Aaron Albaugh	Lassen
Diane Dillon	Napa
Stacy Corless	Mono
Kevin Cann	Mariposa (Ex-Officio)

**Absent Members**

Michael Kobseff	Siskiyou
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**Staff in Attendance**

Greg Norton, President and CEO  
Craig Ferguson, Vice President  
Lisa McCargar, Chief Financial Officer  
Paul A. Smith, Vice President Governmental Affairs  
Justin Caporusso, Vice President External Affairs  
Barbara Hayes, Chief Economic Development Officer  
Arthur Wylene, General Counsel  
Sarah Bolnik, Economic Development Specialist

**Others in Attendance**

None

### **Urgent Off Agenda Item**

**Finding** - Pursuant to Government Code Section 54954.2(b)(2), request to find that the need to take action regarding a time-sensitive settlement offer received in pending litigation arose subsequent to the agenda being posted and the need to take such action is immediate and further request approval to hear the item off agenda.

**(2/3 vote required)**

RCRC Chair, Supervisor Rex Bohn, Humboldt County asked for a motion from a member of the Executive Committee to add an Urgent Off Agenda Item to the November 14, 2018 Meeting Agenda.

**Supervisor Diane Dillon, Napa County, motioned to add the Urgent Off Agenda Item to the RCRC Executive Committee Agenda. Supervisor Randy Hanvelt, Tuolumne County, seconded the motion. Motion passed unanimously by all members present.**

### **RCRC Closed Session:**

**Conference with Legal Counsel - Existing Litigation** – Government Code Section 54956.9 Subdivision (d)(1). One case. Case name unspecified as disclosure would jeopardize existing settlement negotiations.

**At 10:51 a.m., the RCRC Executive Committee went in to the closed session.**

**At 11:19 a.m., the RCRC Executive Committee adjourned the closed session and reconvened the open session.**

The General Counsel announced that no reportable action had been taken during the closed session

**The RCRC Executive Committee Adjourned for a recess at 11:20 a.m.**

**The RCRC Executive Committee was called back to order at 11:40 a.m.**

### **Approval of Minutes of the July 11, 2018 Meeting**

*(Board Members absent from the meeting will be recorded as abstained unless the Board Member indicates otherwise)*

**Supervisor Bob Williams, Tehama County, motioned to approve the minutes of the July 11, 2018 RCRC Executive Committee Meeting. Supervisor Randy Hanvelt, Tuolumne County, seconded the motion. Motion passed unanimously by all members present.**

### **Public Comment**

None

## **Government Affairs Update**

Paul A. Smith, Vice President of Government Affairs, provided an update on the recent election. Mr. Smith noted that many of the elections are still close to call and the ultimate results will be presented to the full Board of Directors at the December 5, 2018 meeting. Overall, Mr. Smith believes that the Democratic Party had a good turn out, and therefore received good results on the ballot. Looking ahead, Mr. Smith stated that December 3, 2018 the Legislature will be sworn in, and on January 7, 2019 Governor Elect, Gavin Newsom will be sworn in to office.

## **Rural Leadership Awards**

Paul A. Smith reviewed the process for selecting a recipient for the annual Rural Leadership Awards. Mr. Smith along with the staff from the Governmental Affairs department, have suggested that Assembly Member Jim Wood (D) and Assembly Member Brian Dahle (R) should receive the awards on January 16, 2019 for their work on Senate Bill 901, which proved to be crucial for Forest Restoration across the State, but predominately in Rural California. The RCRC Executive Committee was in full support of the staff recommendations.

**Supervisor Randy Hanvelt, Tuolumne County, motioned to approve the 2018 Rural Leadership Award Recipients. Supervisor Diane Dillon, Napa County, seconded the motion. Motion passed unanimously by all members present.**

## **Consideration of Guidelines for RCRC Participation as Amicus Curiae in Pending Court Cases of Interest to Rural California Counties**

Paul A. Smith discussed the idea of RCRC participating in pending court cases in Rural California Counties as Amicus Curiae.

Arthur Wylene, General Counsel, discussed the important perspective that RCRC would bring to cases by adding a unique perspective that would be more substantial than just a “me too”.

Mr. Smith and Mr. Wylene reviewed and discussed in detail, the specific guidelines that would allow RCRC’s participation as Amicus Curiae.

- **RCRC's participation must be requested by one or more County Counsels from an RCRC-member county.**  
This will ensure a baseline level of interest and impact for rural counties, provided by the county officers in the best position to judge.
- **The case must involve an issue of statewide significance to rural county governments.**  
We propose the focus of the program on matters affecting the county government directly (e.g., fiscal, governance, and liability matters) in order to maximize the value of RCRC’s resource commitment.
- **RCRC's involvement must provide unique input from a rural perspective, and not be duplicative of other *amicus curiae*.**

The League of California Cities and the California State Association of Counties have active *amicus curiae* programs that effectively represent the interests of local governments in general. Our intention would be to limit RCRC's involvement to cases, issues, or perspectives specific to rural counties.

- **The number and timing of *amicus curiae* cases will be limited to ensure that this program can be managed within existing resources and does not interfere with RCRC staff's other duties.**
- **All requests for *amicus curiae* participation will be submitted to the President or his designee. They will review these requests and submit those that are deemed appropriate for RCRC involvement to the Executive Committee for consideration.**
- **The Executive Committee will review the selected *amicus curiae* requests (typically in closed session), and make the final decision regarding RCRC participation.**

Mr. Smith explained that the process staff is proposing is that the RCRC Executive Committee would have the first review of whether RCRC will enter in to a pending legal case as *amicus curiae*, and that the power will rest in the Executive Committee's hands. The RCRC Executive Committee discussed at length the process of this recommendation.

### **Recommendation**

It is recommended that the Executive Committee review the proposed *amicus curiae* guidelines and:

1. Direct staff to make any necessary revisions to the guidelines; and
2. Approve the guidelines and direct staff to present the proposed revisions to the full Board for approval

**Supervisor Kevin Cann, Mariposa County, motioned to approve the proposed *amicus curiae* guidelines. Supervisor Diane Dillon, Napa County, seconded the motion. Motion passed unanimously by all members present.**

### **RCRC Closed Session**

#### **Conference with Legal Counsel – Initiation of Litigation**

The Rural County Representatives of California Executive Committee convened a closed session at 12:38 p.m. pursuant to Government Code Section 54956.9(d)(1) regarding *Gund v. County of Trinity*, California Supreme Court Case No. S249792 – RCRC Participation as Amicus Curiae.

**At 1:08 p.m., the closed session of the RCRC Executive Committee was adjourned and the Executive Committee reconvened the open session.**

Upon direction of the Chair, Supervisor Rex Bohn, Humboldt County, the General Counsel reported that the Executive Committee of the Board of Directors of the Rural County Representatives of California in closed session, November 14, 2018, authorized the General Counsel to represent RCRC as amicus curiae in California Supreme Court Case No. S249792, *Gund v. County of Trinity*. The substance of the litigation matter concerns the scope of workers compensation coverage for civilians assisting in “active law enforcement” under Labor Code section 3366. The vote was unanimous by all members present.

### **RCRC Quarterly Budget and Investment Reports**

Lisa McCargar, Chief Financial Officer, presented the RCRC Quarterly Investment Report, Budget Report, and Liquidity Report for period ending September 30, 2018.

### **External Affairs Update**

Justin Caporusso, Vice President External Affairs, provided the RCRC Executive Committee an overall update on RCRC’s outreach. Mr. Caporusso stated that the Full Board of Directors meeting taking place on January 16, 2019 will take place at the Capitol Event Center, due to office renovations taking place in the RCRC Board Room. Information will be provided as the date gets closer.

Mr. Caporusso provided an update on all avenues that RCRC reaches. There are currently over 500 followers on RCRC’s Instagram page, 2700 followers on RCRC’s Twitter account, over 600 followers on RCRC’s Facebook account, and the Barbed Wire weekly newsletter has over 3,500 subscriptions with an outstanding open rate of 26%.

Mr. Caporusso discussed RCRC’s new podcast series called *The Rural Rundown*. To date there have been over 900 downloads of previous episodes. Lastly Mr. Caporusso noted that staff is currently working on the 2018 Annual Report which will be distributed in January.

### **RCRC Bylaws Proposed Revisions to Officer and Executive Committee Voting Procedure and to Assign Sonoma County to Region 3**

Greg Norton explained the possible revisions to the RCRC bylaws that would authorize secret ballot voting for the RCRC Officer election as well as the RCRC Executive Committee selection. The revisions would also formally assign Sonoma County to Region 3, as the Board of Directors formally approved this placement at their meeting of September 21, 2018.

### **Recommendation**

It is recommended that the Executive Committee review the proposed revisions for approval, and upon approval direct the President and CEO to present the revisions to the full RCRC Board of Directors for approval.

**Supervisor Randy Hanvelt, Tuolumne County, motioned to approve the Proposed Revisions to the RCRC Bylaws with the amended language. Supervisor Stacy Corless, Mono County, seconded the motion. Motion passed unanimously by all members present.**

## **RCRC 2019 Proposed Budget**

Lisa McCargar reviewed the 2019 proposed budget for RCRC with the Executive Committee.

## **Recommendations**

It is recommended that the RCRC Executive Committee approve the following recommendations and direct the RCRC President to make the same recommendations to the RCRC Board of Directors:

1. Approve the attached proposed 2019 RCRC Operating Budget.
2. Approve the RCRC contract service fees at the following amounts:  
GSFA - \$4,908,000; ESJPA - \$66,000; and NHF - \$2,020,000
3. Approve the RCRC contract Performance Fee from GSFA based on projected GSFA housing and energy program net revenues generated in 2019 in the amount of \$810,000.
4. Approve receipt of excess resources/revenues transferred from NHF, per the NHF Bylaws, in the amount of \$1,000,000, to be transferred in equal quarterly amounts of \$250,000 during 2019.
5. Approve 2019-member county dues calculation at the levels approved by the Board on June 13, 2012. (Attachment 2)
6. Approve the attached proposed 2019 pay rate schedule. (Attachment 3)
7. Approve the proposed outlay for capitalized expenditures in the amount of \$105,000

**Supervisor Randy Hanvelt, Tuolumne County, motioned to approve the 2019 RCRC Proposed Budget, and recommendations listed above. Supervisor Stacy Corless, Mono County, seconded the motion. Motion passed unanimously by all members present.**

## **Election of the 2019 RCRC Officers Update**

Greg Norton, President & CEO, reminded the Executive Committee that the 2019 RCRC Officers will be elected at the December 5, 2018 Board Meeting. Mr. Norton discussed the election process and noted that Supervisor Doug Teeter, Butte County, Supervisor Daron McDaniel, Merced County, and Supervisor Stacy Corless, Mono County, have all submitted their expression of interest for the Second Vice Chair position. Mr. Norton reviewed the guidelines of the election with the Executive Committee.

## **County Visits Update**

Greg Norton reported that staff have been in a remarkable number of counties in the past few months. Staff have been in Sonoma County, Madera County, Tuolumne

County, Nevada County, Shasta County, Butte County, Yuba County and Placer County all in the past 30 days.

**The RCRC Executive Committee Adjourned for a recess at 1:45 p.m.**

**The RCRC Executive Committee Meeting was called back to order at 2:23 p.m.**

**President/CEO Goals and Objectives Update**

Mr. Norton met with the Executive Committee to discuss progress on his goals and objectives to date.

**Adjournment**

Chair, Supervisor Rex Bohn, Humboldt County, adjourned the meeting of the Executive Committee at 2:58 p.m.