

FAMILY & HUMAN SERVICES COMMITTEE

February 24, 2020 9:00 A.M. 651 Pine Street, Room 101, Martinez

Supervisor John Gioia, Chair Supervisor Candace Andersen, Vice Chair

Agenda Items: Items may be taken out of order based on the business of the day and preference of the Committee

- 1. Introductions
- 2. Public comment on any item under the jurisdiction of the Committee and not on this agenda (speakers may be limited to three minutes).
- 3. RECEIVE and APPROVE the draft Record of Action for the November 13, 2019 Special Meeting of the Family & Human Services Committee. (Dennis Bozanich, County Administrator's Office)
- 4. RECOMMEND to the Board of Supervisors the reappointment of Wilson Cheng to Consumer Seat Under 60 Seat 1 on the In-Home Supportive Services Public Authority Advisory Committee for a new four year term beginning in March 6, 2020 and ending in March 2024, as recommended by the Committee. (Dennis Bozanich, County Administrator's Office)
- 5. CONSIDER accepting a report and, if needed, provide direction to staff on Challenges for the Employment and Human Services Department (EHSD) with the recent "public charge" policy changes to the access of some immigrants to health care coverage and other public benefits. (Kathy Gallagher, Department Director and Devorah Levine, Assistant Director Policy & Planning)
- 6. CONSIDER accepting a report on the role of members serving on the Family and Children's Trust (FACT) Committee. (Kathy Gallagher, Department Director, Laura Malone and Jan Nelson, Children & Family Services)
- 7. CONSIDER accepting the 2020 Family and Human Services Committee meeting schedule and work plan. (Dennis Bozanich, County Administrator's Office)
- 8. The next meeting is currently scheduled for Monday, March 23, 2020.
- 9. Adjourn

The Family & Human Services Committee will provide reasonable accommodations for persons with disabilities planning to attend Family & Human Services Committee meetings. Contact the staff person listed below at least 72 hours before the meeting.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the County to a majority of members of the Family & Human Services Committee less than 96 hours prior to that meeting are available for public inspection at 651 Pine Street, 10th floor, during normal business hours.

Public comment may be submitted via electronic mail on agenda items at least one full work day prior to the published meeting time.

For Additional Information Contact:

Dennis Bozanich, Committee Staff Phone (925) 335-1037, Fax (925) 646-1353 Dennis.Bozanich@cao.cccounty.us



Contra Costa County Board of Supervisors

Subcommittee Report

FAMILY AND HUMAN SERVICES COMMITTEE

3.

Meeting Date: 02/24/2020

Subject: RECORD OF ACTION FOR THE NOVEMBER 13, 2019 FHS

MEETING

Submitted For: David Twa, County Administrator

Department: County Administrator

Referral No.: NA Referral Name: NA

Presenter: Dennis Bozanich Contact: Dennis Bozanich; 5-1037

Referral History:

County Ordinance requires that each County body keep a record of its meetings. Though the record need not be verbatim, it must accurately reflect the agenda and the decisions made in the meeting.

Referral Update:

Attached is the draft Record of Action for the November 13, 2019 Family & Human Services Committee meeting.

Recommendation(s)/Next Step(s):

RECEIVE and APPROVE the draft Record of Action for the November 13, 2019 Family & Human Services Committee meeting.

Fiscal Impact (if any):

None

Attachments

Draft Record of Action - November 13, 2019

DRAFT



FAMILY AND HUMAN SERVICES COMMITTEE

RECORD OF ACTION FOR November 13, 2019

Supervisor Candace Andersen, Chair Supervisor John Gioia, Vice Chair

1. Introductions

Chair Andersen announced that Vice Chair Gioia was delayed, called the meeting to order at 10:30 a.m. and invited attendees to introduce themselves.

Vice Chair Gioia arrived at 10:42 a.m.

2. Public comment on any item under the jurisdiction of the Committee and not on this agenda (speakers may be limited to three minutes).

No one requested to speak during the public comment period.

3. RECEIVE and APPROVE the draft Record of Action for the October 7, 2019 Family & Human Services Committee meeting.

Approved as presented.

4. RECOMMEND to the Board of Supervisors the re-appointment of Jagjit Bhambra to the At Large 11 seat, Dennis Yee to At Large 14 seat, Brian O'Toole to At Large 16 seat, and Jill Kleiner to At Large 19 seat, with terms expiring September 30, 2021, on the Advisory Council on Aging, as recommended by the Council.

Approved as recommended.

5. RECOMMEND to the Board of Supervisors the reappointment of Guita Bahramipour to the Member at Large #4 seat on the Alcohol and Other Drugs Advisory Board to a new term that will expire on June 30, 2022.

Approved as recommended.

6. RECOMMEND to the Board of Supervisors the appointment of Dan Peddycord (Concord) to the Health Care Representative seat to complete the current term expiring on December 31, 2021; and Shawn Ray (San Pablo) to the Public Safety Representative seat and Patrice Guillory (Antioch) to the Reentry Representative seat to complete the current terms expiring on December 31, 2019 and to new two-year terms expiring on December 31, 2021.

Approved as recommended.

7. RECOMMEND to the Board of Supervisors the appointment of Joshua Anjar to the Workforce #2 seat on the Workforce Development Board to a term ending June 30, 2020, as recommended by the Employment and Human Services Department and approved by the Workforce Development Board Executive Committee.

Approved as recommended.

- 8. 1. APPROVE recommendations for the 2020-2025 Consolidated Plan priorities as recommended by staff or amended by the Committee.
 - 2. DIRECT the Department of Conservation and Development to prepare a staff report on the Committee's recommendations, for consideration by the Board of Supervisors on November 19, 2019 as a "Consent" item.

Kristin Sherk presented the staff report and recommendations, which the Committee accepted and approved. Gabriel Lemus verified that staff would present the final consolidated plan to the Committee in April 2020.

- 9. 1. Accept this report from the Health Services Department; and
 - 2. Forward this report to the Board of Supervisors for acceptance; and
 - 3. Direct staff to continue to report on an annual basis to the FHS Committee regarding health status of the homeless population in Contra Costa County by the Health Care for the Homeless Program.

Joseph Mega presented the staff report. He noted that patient visits are on an increasing trend, male patients outnumber female patients 2:1, and the median age of patients is 45. He described the four service models: ambulatory clinics, street outreach, mobile clinics, and shelter-based care, noting that the mobile clinics operate mostly in central and east county where fixed services are scarce. He clarified that two mobile vans rotate on a consistent schedule across seven locations.

He identified key ongoing challenges including the aging homeless

population and the reticence of certain jurisdictions to provide appropriate sites for permanent and mobile clinics. He clarified that once housed, the County may provide health services for up to one year.

Vice Chair Gioia was interested in knowing through which avenues homeless people are accessing health services, what is the main cause of deaths among the homeless population, and whether or not the County has a protocol for issuing N95 respirator masks.

Joe estimated that 80% use field (mostly mobile clinic) services and 20% use clinic services. He verified that the County will issue N95 masks when the air quality is deemed harmful.

The Committee accepted the report and requested the Health Services Department to report back in one year.

- 10. 1. Accept this report from the Health Services Department; and
 - 2. Forward this report to the Board of Supervisors for acceptance; and,
 - 3. Direct Staff to continue to report on an annual basis to the FHS Committee regarding progress of the effort to end homelessness and the activities of Contra Costa Council on Homelessness.

Jaime Jenett presented the staff report.

Vice Chair Gioia complained that we are too dispassionate about homelessness, as if it is no longer a crisis. He observed that Contra Costa County frequently gets overlooked for HUD funding in favor of counties with large cities. He asked staff to research opportunities to work with builders to obtain discounts for homeless housing projects.

Chair Andersen commented that San Francisco is leasing housing in East Contra Costa County to house some of its homeless population, thereby exacerbating Contra Costa's problem.

The Committee accepted the report and acknowledged that homelessness will be a topic scheduled for discussion at the Board retreat in 2020.

11. ACCEPT status report from the Employment and Human Services Department on the department's implementation of the CalFresh benefits expansion, and its CalFresh Outreach Plan and staffing needs.

Kathy Gallagher introduced Kelley Curtis, who presented the staff report. Kelley reported that the County had denied 718 of 6,300 CalFresh SSI applications and that only two applications have been pending for more than 30 days. She acknowledged that the County shows a low participation rate overall and a low dual (Medi-Cal and CalFresh) enrollment rate. She outlined the department's outreach plan, the objectives of which are to increase and retain CalFresh participation. She also highlighted new legislation aimed at reducing barriers and increasing access to CalFresh. Kathy described additional staffing that she is pursuing to implement the outreach strategies and said she is working with HR to develop a new job classification for one of the positions.

Douglas Holmes suggested that that the County support AB 942, the Access to Safe Food Choices and Food Security Act of 2019, which would, to the extent permitted by federal law and in consultation with various stakeholders, permit the establishment a statewide Restaurant Meals Program for CalFresh recipients. His testimony is attached to these minutes.

Bay Area Legal Aid representatives reiterated demands previously made for a dialogue about the County's CalFresh SSI enrollment compliance rate, saying the federal standard is 100% compliance, not the 90% deemed acceptable by the State of California. Vice Chair Gioia suggested that Bay Area Legal Aid take into consideration the County's gradual improvement in compliance. He commented that the threat of litigation has been a barrier to open dialogue. He explained that Contra Costa County is not similarly situated with the counties cited for comparison purposes by Bay Area Legal Aid in terms of dedicated tax revenue, and that resources allocated by the Board to one program come at the detriment to other County programs. He commented that he did not have to worry about such dilemmas as an attorney representing a single interest but must balance competing needs as a County Supervisor.

Larry Sly commented that the County is not being aspirational about CalFresh and that we have lost our sense of urgency. He committed to ongoing assistance with the County's outreach efforts but thought the outreach plan was dubious. Caitlyn Sly requested that a timeline be applied to the County's outreach plan. She said there is an inverse relationship between participation rates and timeliness: as more applications are received, the higher the backlog.

A letter, attached, from Mariana Moore was read into the record.

The Committee accepted the report and Chair Andersen requested EHS to report back to the FHS Committee in January/February with a status update.

- 12. The December 23, 2019 meeting of the Family and Human Services Committee has been canceled due to the Christmas holiday. No additional meetings are currently scheduled for the 2019 Family & Human Services Committee.
- 13. Adjourn

Chair Andersen adjourned the meeting at 12:22 p.m.

For Additional Information Contact:

Julie DiMaggio Enea, Interim Committee Staff Phone (925) 335-1077, Fax (925) 646-1353 julie.enea@cao.cccounty.us



Contra Costa County Board of Supervisors

Subcommittee Report

FAMILY AND HUMAN SERVICES

COMMITTEE

4.

Meeting Date: 02/24/2020

Subject: RECOMMEND reappointment to the Advisory Committee of the IHSS

Public Authority

Submitted For: David Twa, County Administrator

Department: County Administrator

Referral No.: NA Referral Name: NA

Presenter: Elizabeth Dondi Contact: Elizabeth Dondi; 3-6671

Referral History:

On December 6, 2011 the Board of Supervisors adopted Resolution No. 2011/497 adopting policy governing appointments to boards, committees, and commissions that are advisory to the Board of Supervisors. Included in this resolution was a requirement that applications for at large/countywide seats be reviewed by the Board of Supervisors sub-committee.

The Board established the In-Home Supportive Services (IHSS) Public Authority Advisory Committee in March 1998. In April 1999, the Board of Supervisors accepted and approved the IHSS Public Authority Implementation Team Findings and Recommendations, including recommendations regarding Advisory Committee membership criteria.

In March 2001, the Board approved amendments to the membership criteria. As amended, the Advisory Committee consists of 11 members: 4 Consumers aged 60 or older, 2 Consumers aged under 60, and one member from each Supervisorial District. Under Board policy, the F&HS would typically review only general membership or "At-Large" seats, and would not review appointments to supervisorial district seats. However, when the Advisory Committee was originally established, the Board of Supervisors directed that the F&HS review and coordinate supervisorial district appointments to ensure that none of the following categories has more than one representative: senior advocate, advocate for younger disabled, representative from the developmental disability community, IHSS individual provider, IHSS family provider, social worker, nurse, community-based organization, home health agency.

Terms of appointment are four years.

Referral Update:

There are currently 9 seats filled in the Advisory Committee, 1 pending reappointment, and 2 vacancies. These vacant seats include: Consumer 60 or Older – Seats 2 and the District 5 seat. The current membership is as follows:

Seat Title	Term Expiration Date	Current Incumbent
Consumer 60 or Older - Seat 1	3/6/2022	David Boots
Consumer 60 or Older - Seat 2	3/6/2020	VACANT
Consumer Seat of Any Age - Seat 3	3/6/2022	Michelle Hernandez
Consumer Seat of Any Age - Seat 4	3/6/2022	Keegan Duncan
Consumer Under 60 - Seat 1	3/6/2020	Wilson Cheng
Consumer Under 60 - Seat 2	3/7/2022	Joe Juarez, Jr.
District I	6/13/2021	Mustafa Alsalihy
District II	3/6/2022	John Roe
District III	3/6/2020	Sydney Anderson
District IV	3/6/2020	Wendell Snyder
District V	6/30/2021	VACANT

Recommendation(s)/Next Step(s):

RECOMMEND to the Board of Supervisors the reappointment of Wilson Cheng to Consumer Seat Under 60 - Seat 1 on the In-Home Supportive Services Public Authority Advisory Committee for a new four year term beginning in March 6, 2020 and ending March 2024, as recommended by the Committee.

Fiscal Impact (if any):

There is no fiscal impact.

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Reappointment Memo and Application

To: Family and Human Services Committee

From: Elizabeth Dondi, Executive Director

Date: February 5, 2020

Subject: IHSS Public Authority Advisory Committee Reappointment

Current Status/Request

<u>Consumer Seat Under 60 – Seat 1 is up for Reappointment</u>

Wilson Cheng has held Seat 1 for Consumers under 60 and is requesting reappointment. His current term expires on 3/6/2020 and if reappointed, his new term would end in March 2024. Mr. Cheng has been an active member of the committee. Please see attached application and letter of interest.

Mr. Wilson Cheng resides in El Cerrito City District I. Other filled at large seats include:

- 1. Consumer Under 60 Seat 2 residency in Walnut City District V
- 2. Consumer 60 or Older Seat 1 residency in San Pablo City District I
- 3. Consumer Any Age Seat 3 residency in Concord City District IV
- 4. Consumer Any Age Seat 4 residency in Pleasant Hill City District IV

Outreach

Advisory Committee consumer vacancies are posted on the Public Authority web page on EHSD Website and at the Public Authority lobby through the use of recruitment flyers. These flyers are also distributed at provider orientations and at consumer/provider trainings.

Recommendation

I hereby recommend that Mr. Cheng be reappointed to his seat on the IHSS Advisory Committee. He has done an outstanding job of providing input at meetings and has an excellent attendance. He is an advocate for seniors and for those with disabilities. He has provided sound guidance and suggestions on IHSS program policies and procedures.

Thank you for your consideration in this matter. I look forward to hearing from you regarding the committee's recommendation. I can be reached at 3-6671 or via email at edondi@ehsd.cccounty.us.



Please return completed applications to:

Clerk of the Board of Supervisors 651 Pine St., Room 106 Martinez, CA 94553 or email to: ClerkofTheBoard@cob.cccounty.us

BOARDS, COMMITTEES, AND COMMISSIONS APPLICATION

First Name		_	Last Name				
Home Address - Street					Zip (`ada	
Home Address - Street		City			Zip C	.oue	
Phone (best number to reach you)			Email				
There (beet named to read you)							
Resident of Supervisorial District:							
EDUCATION Check approp	riate box i	if you possess	one of the following:				
☐ High School Diploma			Proficiency Certificate	!	□G	.E.D. Certific	cate
Colleges or Universities Attended	C	ourse of Stud	y/Major	Deg	ree Award	ed	
					Yes		No
					Yes		No
					Yes		No
Other Training Completed:							
Board, Committee or Commission I	Name		Seat Name				
Please explain why you would like Describe your qualifications for this	s appointn	nent. (NOTE:	lar board, committee				
your resume with this a	oplication)						
I am including my resume with this Please check one:	☐ Ye	es 🗆	No				
i would like to be considered for ag	pointmen	t to other ad	visory bodies for whi	ch I ma	y be qualifi	ed.	

Are you currently or have you ever been appo		County advisory board?
Please check one:		
List any volunteer and community experience	, including any boards on	which you have served.
Do you have a familial relationship with a mer	mber of the Board of Sup	ervisors? (Please refer to
the relationships listed below or Re	esolution no. 2011/55)	
Please check one:	s 🗆 No	
If Yes, please identify the nature of	the relationship:	
Do you have any financial relationships with t	he county, such as grants	s, contracts, or
other economic relationships?		
Please check one:	s 🗆 No	
If Yes, please identify the nature of	the relationship:	
I CERTIFY that the statements made by me in the	• •	•
knowledge and belief, and are made in good fa	-	
application is publicly accessible. I understand	_	•
cause forfeiture of my rights to serve on a boar	rd, committee, or commis	ssion in Contra Costa County.
Signed:		Date:
Submit this application to:	Clerk of the Board of Su	upervisors
	651 Pine St., Room 106	
	Martinez, CA 94553	
Questions about this application? Con	tact the Clerk of the Boar	rd at (925) 335-1900 or by email at

Important Information

1. This application and any attachments you provide to it is a public document and is subject to the California Public Records Act (CA Government Code §6250-6270).

ClerkofTheBoard@cob.cccounty.us

- 2. All members of appointed bodies are required to take the advisory body training provided by Contra Costa County.
- 3. Members of certain boards, commissions, and committees may be required to: 1) file a Statement of Economic Interest Form also known as a Form 700, and 2) complete the State Ethics Training Course as required by AB 1234.
- 4. Meetings may be held in various locations and some locations may not be accessible by public transportation.
- 5. Meeting dates and times are subject to change and may occur up to two (2) days per month.
- 6. Some boards, committees, or commissions may assign members to subcommittees or work groups which may require an additional commitment of time.
- 7. As indicated in Board Resolution 2011/55, a person will not be eligible for appointment if he/she is related to a Board of Supervisors member in any of the following relationships: mother, father, son, daughter, brother, sister, grandmother, grandfather, grandson, granddaughter, greatgrandson, great-granddaughter, first-cousin, husband, wife, father-in-law, mother-in-law, daughter-in-law, stepson, stepdaughter, sister-in-law, brother-in-law, spouse's grandmother, spouse's grandfather, spouse's granddaughter, and spouses' grandson, registered domestic partner, relatives of a registered domestic partner as listed above.
- 8. A person will not be eligible to serve if the person shares a financial interest as defined in Government Code §87103 with a Board of Supervisors Member.

REAPPOINTMENT TO THE ADVISORY COMMITTEE – CONSUMER SEAT POSITION

Wilson Cheng (510) 703-3172 Wcheng80@gmail.com

January 27, 2020

Elizabeth Dondi, Executive Director

Dear Mrs. Dondi:

My name is Wilson Cheng, and I have had the privilege of being on the Advisory Committee of the In Home Supportive Services Program Public Authority. My term expires in March of 2020. I would like to continue making contributions to this committee and other sub-committees that I have served on as a member. I feel that we have accomplished quite a lot thus far.

Serving on the Advisory Committee, as well as the Nominating and Advocacy Sub-Committees, of the In Home Supportive Services Program Public Authority has not only given me the opportunity to be an advocate for services that other people with disabilities will require in the future, if not immediately, but it has also opened my eyes to the importance of self-advocacy. I've also been given the opportunity to create and chair the Advocacy Sub-Committee; a sub-committee designated to bring the concerns of our consumers to the attention of the Board of Supervisors. While I serve on these committees as a consumer, I have had the opportunity to gain the knowledge to advocate for myself, along as other people with disabilities, by listening to and seeing the necessary aspects of both receiving care and providing care, from the perspectives of the providers and clients.

I am requesting that I be allowed to continue to be on the Advisory Committee as a Consumer in the Consumer Seat under 60.

Thank you for your consideration.

Sincerely,

Wilson Cheng



Contra Costa County Board of Supervisors

Subcommittee Report

FAMILY AND HUMAN SERVICES COMMITTEE

5.

Meeting Date: 02/24/2020

Subject: CONSIDER status report on "Public Charge" policy

Submitted For: David Twa, County Administrator

<u>Department:</u> County Administrator

Referral No.: 44

Referral Name: Challenges for EHSD

Presenter: Kathy Gallagher Contact: Shirley Sears; 8-4802

Referral History:

In the 2019 and 2020 Legislative Platforms, the Board of Supervisors opposed any changes to "public charge" rules that may penalize some immigrants for using vital services they are legally allowed to access. The County has reaffirmed a commitment to providing a safe, welcoming atmosphere for immigrants. The Board affirmed a belief that additional changes in public charge regulations would further jeopardize the health and well-being of county residents.

Referral Update:

On January 27, 2020, the Supreme Court lifted a preliminary injunction that prevented implementation of the Department of Homeland Security's new "Inadmissibility on Public Charge Grounds" rule while lawsuits made their way through the court system. While additional litigation continues, the rule will take effect on February 24, 2020, and residents will begin to be actually affected.

Recommendation(s)/Next Step(s):

Provide direction to staff on Challenges for the Employment and Human Services Department (EHSD) with the recent "public charge" policy changes to the access of some immigrants to health care coverage and other public benefits

Fiscal Impact (if any):

Reduced access to public safety net services increases the risk of reduced health outcomes and increased risk of poverty. These risks have an over all tendency to increase other public sector expenditures.

Attachments

<u>Public Charge Update</u> <u>Public Charge Update - PowerPoint</u>

Update on Public Charge Final Rule: Implementation February 24, 2020



February 24, 2020

Report to Family and Human Services Committee

Kathy Gallagher Employment and Human Services Director



LONG-ANTICIPATED PUBLIC CHARGE RULE TO BE IMPLEMENTED FEBRUARY 24, 2020

On January 27, 2020, the Supreme Court lifted a preliminary injunction that prevented implementation of the Department of Homeland Security's new "Inadmissibility on Public Charge Grounds" rule while lawsuits made their way through the court system. While additional litigation continues, the rule will take effect on February 24, 2020, and residents will begin to be actually affected.

EHSD has been – and continues to be – preparing for the potential impact of this rule on our customers and the community. EHSD is committed to supporting the needs of all community members who are eligible for our services, regardless of immigration status. One of our department's core values is to embrace diversity, honoring individual differences and equal treatment for all. We will continue to encourage community members to seek the services they need.

BACKGROUND

The term "public charge" is used to indicate a person who may be likely to become dependent on the government for subsistence. A public charge determination can be used as grounds to reject a legal immigrant's application to keep his/her legal status to stay in the U.S. or to become a Lawful Permanent Resident (obtain a green card).

Historically, an immigration official would look at all of a person's circumstances, including income, employment, health, education and skills, family situation, and whether a sponsor signed an "affidavit of support" promising to support the person. Officials would also look at whether the person used certain public benefit programs, such as SSI/SSP, cash assistance or long-term care Medi-Cal.

On October 10, 2018, the Department of Homeland Security (DHS) published proposed changes to these criteria, overturning more than a century of existing policy and practice for determining who may be considered for public charge when applying for legal permanent residency or a change in visa status. Under then-current law, only cashbased assistance and long-term care benefits were considered in determining public charge risk. The proposed rule dramatically expanded the list of potentially qualifying factors to include critical supports such as nonemergency Medicaid (Medi-Cal), Supplemental Nutrition Assistance Program (CalFresh) and Section 8 vouchers and other housing assistance programs.

Nearly a quarter of Contra Costa's over 1.1 million community members were born outside of the United States, a figure that represents the area's diverse population.

History of Public Charge Rule Change Inadmissibility on Public Charge Grounds

- 10/10/18: Department of Homeland Security published proposed Public Charge rule changes in the Federal Register and opened period for public comments.
- 12/10/18: Public Comment period closed (Contra Costa County Board of Supervisors submitted Public Comment to OPPOSE proposed rule on 12/07/2018.)
- 8/14/19: Department of Homeland Security published Final Rule, to become effective on October 15, 2019.
- > **10/11/19:** Implementation of Final Rule halted by preliminary injunction, while lawsuits against the rule make their way through the court system.
- > 1/27/20: Supreme Court lifted the injunction, allowing implementation of the Final Rule, even as lawsuits continue to go through the courts.
- > 2/24/20: Implementation begins.



Almost half of the children in the county (age 0-17) live with at least one parent who was born outside the United States. The parents of these children include naturalized citizens, green card holders, and those who are aiming to become citizens; the children are largely U.S. citizens. Most immigrants who are not lawfully present are not eligible for public benefit programs. However, for people who are eligible, public benefit programs such as CalFresh, non-emergency Medi-Cal and housing assistance are frequently used by working families to help them stay healthy and remain productive. Access to critical benefits is often necessary for a short time in order to help immigrants become assimilated and ultimately prosper. In some cases, the public charge changes may lead families to feel they must choose between getting food, health care and services they need, and obtaining the citizenship they are legally on track to achieve.

The Contra Costa County Board of Supervisors submitted a public comment in OPPOSITION to the changes when they were proposed last year, based on our values as a welcoming county and concern about the negative health and economic impacts the changes could have on our county's entire population.

FINAL RULE: "INADMISSABILITY ON PUBLIC CHARGE GROUNDS"

On August 14, 2019, following a review of 260,000+ comments that were submitted (mostly in opposition), DHS formally published a Final Rule on the changes contained in its "Inadmissibility on Public Charge Grounds" proposal. The final rule amends regulations on how DHS will determine admissibility of an immigrant applying for admission to the United States or for adjustment of status (applying for a green card).

The Final Rule:

- Adds new heavily weighted factors to the totality of circumstances considered, including
 - Negative weight for receipt or use of one or more designated public benefits for more than
 12 months in the aggregate within the prior 36 months
- Expands the list of benefit programs that will be counted, to include
 - Medi-Cal, excluding
 - Emergency Medi-Cal
 - Medi-Cal for children under 21
 - Pregnancy and postpartum Medi-Cal
 - CalFresh
 - Section 8 Housing Assistance under the Housing Choice Voucher Program
 - Section 8 Project-Based Rental Assistance
 - Subsidized public housing

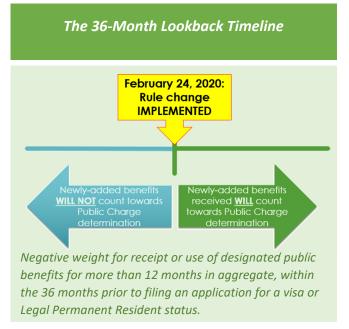
Some Programs are Excluded From the Final Rule

- Even with the new rule in effect, many EHSD programs are excluded from the Public Charge test:
 - Medi-Cal for children under 21
 - Emergency and pregnancy Medi-Cal (including up to 60 days post-partum)
 - Women, Infants and Children (WIC)
 - Any benefits under CHIP or Contra Costa Cares
 - Head Start
 - Free and reduced school lunch programs



The final rule was scheduled to take effect on October 15, 2019. However, on October 11, three federal courts imposed nationwide preliminary injunctions that suspended implementation of the new rule while various lawsuits make their way through the courts. The last of those injunctions was overturned by the Supreme Court on January 27, 2020, paving the way to implementation.

Effective February 24, 2020, the U.S. Citizenship and Immigration Service (USCIS) will apply the new rule to green card or visa applications postmarked on or after February 24. The lookback at benefits received during the last 36 months will apply to newly-added benefits received after February 24, 2020.



THE "CHILLING EFFECT"

Although the actual changes will only begin to take effect on February 24, the specter of the Public Charge proposal has impacted the community for a long time. A "leaked draft" of proposed changes was reported as far back as February 2018, and the Federal Register indicated that a proposal was sent to OMB for review on March 29, 2018.

In a 2018 Children's Partnership survey of health care providers in California, respondents reported a two-thirds increase in parents' concerns about enrollment in Medi-Cal, WIC, CalFresh and other public programs, and 40% expressed interest in opting out of the programs. They also noted a 42% increase in skipped scheduled health care appointments.

EHSD has been able to collect limited data tied directly to a chilling effect, primarily due to privacy parameters in eligibility determination and case management. The district offices have shared anecdotal data over time, but not enough to create a detailed analysis. We are most concerned about mixed status families where adults may pull an entire family out of a program, even though the children are/remain eligible and not affected by Public Charge. We

A Chilling Effect on Immigrant Families: Health Care and Public Benefit Programs

- In a 2018 survey of health care providers in California, respondents reported:
 - 67% increase in parents' concerns about enrollment in Medi-Cal, WIC, CalFresh and other public programs
 - 40% of parents expressed interest in opting out of the programs
 - 42% increase in skipped scheduled health care appointments

The Children's Partnership. (2018). California Children in Immigrant Families: The Health Provider Perspective. Retrieved from:

https://www.childrenspartnership.org/wp-content/uploads/2018/03/Provider-Survey-Inforgraphic-.pdf



believe this may be occurring to some extent in CalFresh and are further reviewing the trends.

The proposed public charge changes are primarily directed toward applications for Legal Permanent Residency for those already in the United States. These applicants represent a relatively small segment of the immigrant population. However, there could be an overall chilling effect, causing uncertainty and confusion even among non-affected immigrant families about using public programs for themselves and their children. Not only would disenrollment or foregone enrollment lead to worse health outcomes and greater poverty risk for the families foregoing benefits, but public health at-large could be affected by sicker individuals in the community and increased emergency room use. Additionally, there could be economic costs in the county due to decreased revenues to health care providers, pharmacies, groceries and other retail providers; reduced tax revenue as a result; uncompensated medical care; and increased costs for organizations serving the immigrant community.

In light of the Final Rule, and in an effort to dampen the chilling effect, EHSD has undertaken communications messaging to staff and community members that emphasizes:

- The new rule affects a limited number of people.
- The new rule does not affect every benefit program.
 - Notable exemptions are Medi-Cal for children under 21, emergency and pregnancy Medi-Cal (including up to 60 days post-partum), WIC, any benefits under CHIP or Contra Costa Cares; Head Start and free and reduced school lunch programs
- Benefits received by family members, such as children, are not counted against the applicant for a green card (unless those family members are also applying for a green card).
- We encourage individuals and families to seek legal guidance before making a very important decision regarding health insurance and other benefits.

"INADMISSABILITY ON PUBLIC CHARGE GROUNDS" IS PART OF A BROAD IMMIGRATION POLICY

In addition to the imminent change, several other proposed public charge rule changes have been put forth since 2018 and remain in the regulatory pipeline. For instance, on May 3, 2019, Reuters reported that the Department of Justice is considering changes to long-standing policy that will make it easier to deport legal permanent residents who have used public benefits. This is distinct from "Inadmissibility on Public Charge Grounds" rule that was just implemented; it has not yet been posted to the Federal Register.

A central feature is the expansion of the types of benefits that may be considered for "public charge." These supportive benefit programs, which are administered by the County, help struggling, low-income individuals feed their families and themselves, stay healthy, and ultimately become self-sufficient.

EHSD IS WORKING WITH CCHS AND COMMUNITY PARTNERS TO SUPPORT THE COMMUNITY

It is important to note that there are no changes to EHSD or Contra Costa Health Service's current policy and practice of determining eligibility and administering programs and services. There are no changes to our processes, rules, or eligibility standards pertaining to immigration. However, we understand that members of immigrant communities may have concerns, and we are encouraging them to consult reliable sources, such as trained immigration attorneys, to discuss their specific situations.



EHSD and CCHS have been working with our community partners throughout the Public Charge proposal period, and are continuing to post public charge updates, information and resources to our websites ehsd.org and cchealth.org. Additionally, both departments have been training staff on Public Charge over the past several months, including almost one-third of EHSD Eligibility Workers.

Now that the Final Rule will be implemented, EHSD is taking the following additional steps:

- Training of staff is being amplified through in-person and Webinar sessions.
- EHSD.org has been updated to include the latest information, joint EHSD/CCHS press release and community resources.
- The Public Charge video on EHSD.org, designed for clients to view, has been updated and is being reposted to the Web site.
- Public Charge community flyers are being updated and will be distributed.
- Collaboration with CCHS and Community Partners continues. The Public Charge Partnership Group is being reconvened for increased clarity on the new rule and coordination of efforts, and a community forum is being planned.
- We continue to identify opportunities for further understanding of the Public Charge rule, including legal resources dedicated to the topic.

Key Points to Remember

- On February 24, 2020, the Department of Homeland Security (DHS) will change Public Charge determinations:
 - Add new heavily weighted factors
 - Add to the list of benefit programs that will be considered
- Programs that are currently considered:
 - SSI/SSP
 - Long-term Care Medi-Cal
 - Cash Assistance Programs
- **Benefit programs that will be added:**
 - CalFresh (also known as SNAP, EBT, Food Stamps)
 - Federal Public Housing and Section 8 Assistance Programs
 - Medi-Cal benefits, except for emergency services and Medi-Cal received by children under 21 years old, pregnant women, and new mothers
- Even with the new rule in place, the following individuals <u>DO NOT</u> take the Public Charge test:
 - Legal Permanent Residents or "LPRs", also known as green card holders, with certain exceptions
 - Refugees, Asylees, and Temporary Protected Status (TPS) holders
 - Self-petitioners under the Violence Against Women Act
 - Special Immigrant Juveniles, T (Victims of Human Trafficking) & U (Victims of Crimes) Visas

Working with our partners, we are analyzing and tracking the many immigration proposals and initiatives of the federal administration. We will keep you apprised of developments as we continue to assess impact while providing ongoing support to our community members. For the latest information on immigration and public charge, please visit our landing page at www.ehsd.org/charge.

Update on Public Charge Final Rule: Implementation on February 24, 2020

EHSD REPORT TO THE FAMILY AND HUMAN SERVICES COMMITTEE

FEBRUARY 24, 2020



The Rule Change

What is Public Charge?

The term "public charge" is used to indicate a person who may be likely to become dependent on the government for subsistence. A public charge determination can be used as grounds to reject a legal immigrant's application for a visa or green card.

What will change on February 24, 2020?

- New heavily weighted factors to the totality of circumstances are considered, including negative weight for receipt or use of one or more designated public benefits.
- New benefits programs added to the list of programs that will be included in the public charge determination.

Impacts of the Rule Change

- Families may forego critical supports, feeling that they must choose between food, health care and services they need, and obtaining the citizenship they are legally on track to obtain
- Due to a "chilling effect," even nonaffected immigrant families may not enroll – or disenroll – in programs for which they are eligible
- The changes pose a risk of worse health outcomes and greater poverty for those in need and negative health and economic impacts for the community at large

What Actions Have the Board Taken?

- The new rule runs counter to our values as a Welcoming County (Resolution No. 2018/245)
- It also do not align with the EHSD core value that embraces diversity, and honors individual differences and equal treatment of all
- For these reasons, the Board of Supervisors submitted a Public Comment OPPOSING the proposed rule on December 7, 2018

EHSD Response to Public Charge Implementation: February 24, 2020

Equipping Our Staff

• Current:

- Training in progress for all EHSD staff (almost 1/3 of Eligibility Worker staff already trained)
- Continue to monitor USCIS and Department of State guidance

• Planned:

- Public Charge Webinar and Employee Guide for all staff
- Identify and enroll Public Charge "Champions" within EHSD ranks

Empowering Our Customers

• Current:

- Update EHSD.org Public Charge/ Immigration Landing page with latest info, press release, and community resources
- Finalize and publish Public Charge video and post to EHSD.org
- Continue to track data trends ("chilling effect")

• Planned:

- Finalize and Distribute Public Charge Community Flyer
- Plans for materials in other languages (currently English/Spanish)

Coordinating Efforts with County and Community Partners

• Current:

- Re-convene Public Charge partnership group (EHSD, CCHS, Clinic Consortium, Stand Together CoCo, and legal service providers) for increased clarity on rules and coordination of efforts
- Coordinate with partners on outreach events

• Planned:

- Coordinate a Public Charge community forum
- Identify opportunities for further understanding about the public charge rule, focus on training resources for attorneys





Contra Costa County Board of Supervisors

Subcommittee Report

FAMILY AND HUMAN SERVICES COMMITTEE

6.

Meeting Date: 02/24/2020

Subject: CONSIDER accepting a report on the role of members of the FACT

Committee.

Submitted For: David Twa, County Administrator

Department: County Administrator

Referral No.: 120

Referral Name: Clarifying the Role of the Family and Children's Trust (FACT)

Committee

Presenter: Kathy Gallagher **Contact:** Laura Malone; 8-4943

Referral History:

Referral #120 was made to the Family and Human Services Committee in 2019.

Referral Update:

None.

Recommendation(s)/Next Step(s):

CONSIDER accepting a report on the role of members serving on the Family and Children's Trust (FACT) Committee and if needed, provide additional direction to staff.

Fiscal Impact (if any):

None

Attachments

FACT Report

Family and Children's Trust (FACT) Committee



February 24, 2020

Report to Family and Human Services Committee

Kathy Gallagher Employment and Human Services Director



OVERVIEW

On November 30, 2019 a letter was submitted to Supervisor Andersen from the Family and Children's Trust (FACT) Committee Chair (Joseph DeLuca) and Vice-Chair (Mary Flott) requesting guidance on whether or not it is the intent of the Board of Supervisors (BoS) to maintain FACT Committee to a role as a grant management organization in Contra Costa County. As a result, the BoS asked the Family and Human Services (FHS) Committee to consider whether it would be appropriate to expand the charge of the FACT Committee. As a result, the FHS Committee opened a referral as follows:

Clarifying the Role of the Family and Children's Trust (FACT) Committee (#120).

This report is in response to a FHS Committee request to the Employment and Human Services Department (EHSD) Children and Family Services (CFS) Bureau to provide a report for the February 24, 2020 FHS Committee meeting regarding this referral.

BACKGROUND

The FACT Committee was established in 1985 by the Contra Costa County (CCC) BoS to make funding recommendations to the BoS on the allocation of specific funds for the prevention/amelioration of child abuse and neglect, and the promotion of positive family functioning. These funds include: The Child Abuse Prevention, Intervention, and Treatment (CAPIT) funds (AB 1733), the Community-Based Child Abuse Prevention (CBCAP) funds, Birth Certificate fees (AB2994), the Ann Adler Family and Children's Trust funds, license plate fees, and other funds as may be subsequently directed by the Board of Supervisors. The Board Order approving the Committee establishment is attached as Appendix A.

Of the 58 counties in California, CCC is the only county that has a committee dedicated to administering Child Abuse Prevention and Children's Trust Funds. These other counties administer the funds in a variety of ways including, but not limited to, assigning the funds to their local CAPC to provide services to the community, handling within the child welfare agency, and/or contracting with a Community Partner to manage the funds distribution.

FACT COMMITTEE GOALS/OBJECTIVES

The FACT Committee recommends to the BoS, Community Based Organizations (CBOs) to contract with in support of child abuse prevention. Every two years the FACT Committee establishes priority areas for allocating available FACT funds based on information/data achieved through a FACT needs assessment. This needs assessment is in alignment with the Children and Family Services County Systems Improvement Plan (SIP)/Self-Assessment. The Committee develops a Request for Proposal (RFP) which incorporates the identified priorities and utilizes a competitive bidding process to select non-profit, CBOs that can best provide the services determined to be most aligned with the child abuse prevention objectives. Recommendations are made to the BoS who makes the final funding decisions, resulting in contracts with CBOs to provide services in support of the identified priority areas. The Committee continues to evaluate these funded programs through annual



monitoring visits while FACT Staff oversees the overall fiscal monitoring of active contracts to ensure continued provision of quality service and achievement of stated goals.

FACT COMMITTEE OPERATIONS

The FACT Committee holds monthly public meetings on the first Monday of each month at 9:30 AM at EHSD, 40 Douglas Drive, Martinez. Agendas are published to the public at least 72 hours in advance of the meeting and Committee meetings are open to the public. A quorum for voting purposes is defined as fifty percent plus one (50%+1) of authorized seats.

FACT Committee membership consists of 15 members, including 2 officers - a Chairperson and Vice-Chairperson. The make-up of the committee is described below and the current roster is included as Appendix B.

- 1. Up to a total of five (5) sector representatives from the following Committees/Groups
 - a. Mental Health Commission
 - b. Local Planning Council
 - c. First 5 Commission
 - d. Child Abuse Prevention Council (CAPC) (ex officio)
 - e. Faith-Based Community
 - f. Substance Abuse Advisory Committee or Council
 - g. Early Childhood Education/Child Development (group or individual)
- 2. One representative from each of the five Supervisorial Districts. Supervisors will recruit and appoint their own representative or, if requested, Staff to FACT will provide recruitment assistance.
- 3. Up to five At-Large members shall be recruited from representative community groups including, but not limited to, the following:
 - a. Service clubs
 - b. Faith-based organizations
 - c. Civic organizations
 - d. Ethnic and cultural clubs/groups
 - e. Chambers of Commerce
 - f. Parent/Teacher Associations/other educational entities

As an ex officio member, the Director of CAPC contributes expertise on the topic of Child Abuse Prevention in the community and acts as liaison between external agencies/organizations such as the State and Community Partners to report relevant information to the FACT Committee. The remaining FACT Committee members have a variety of experience and backgrounds. Committee membership is a two year term. Currently, there are four members with less than two years of experience serving on the Committee. There are currently three vacancies on the Committee and one (Child Development Early Childhood Education/Local Planning Council) has been vacant since at least May 2018. Recruitment of new members is currently accomplished through Committee member outreach and through the Clerk of the Board who sends monthly vacancy reports to all Supervisors and staff for awareness and publication as needed. It has been a challenge to fill all the vacancies. The Committee has identified a need to



increase visibility and is developing member recruitment language that can be used to market across multiple mediums. Achieving quorum has not recently been a problem. Of the eleven scheduled meetings in 2019 there has only been one occasion where a quorum was not able to be reached due to a member's illness.

The table below shows the major tasks of the Committee members:

FACT Committee Member Roles	
Needs Assessment - Every two years conduct FACT needs assessment, including establish content for community member and professional surveys (web-based and in-person), community and professional discussions/meetings and review/analysis of other current studies and information, to establish a minimum of two priority areas for funding of services	All members
RFPs - every two years based on priority area of service need, develop desired RFP content; review and rate all responding proposals; recommend to EHSD Director and BoS the award of contracts, including level of funding	All members
Monthly meeting participation	All members
Site Visits and Reporting - every two years perform on-site monitoring visits to FACT contracted agencies, including program reviews; document report results, present at FACT meeting	All members
Contract renewal - Review site visit reports and provide recommendation on contract renewal	All members
Public information activities and coordination/collaboration discussion with related programs/agencies to inform and educate the community about the issues and problems facing low-income families and children	All members
Tax bill insert content - review and approval	All members
Member recruitment - application review, interview, prospective member vetting	All members
Usual duties as provided in Roberts Rules of Order	Chairperson, Vice-Chairperson
Donor Letter review and signature	Chairperson, Vice-Chairperson

EHSD STAFF SUPPORT FOR FACT

As determined in the 1985 charter, the BoS directed the County Social Service Department to provide staff support to FACT. As a result, the EHSD CFS Bureau provides staff to support the FACT Committee. EHSD absorbs the staffing which currently amounts to on average .5 FTE amongst four staff members (2 ASAIIIs, a Contracts Administrator, and a Secretary). Fiscal and other administrative Contracts support is not included in the .5 FTE.

The table below shows the major staffing support activities based on current staffing levels. This activity has fluctuated over the years based on available staffing and mandated activity.



EHSD FACT Staffing Suppor	rt
RFPs - documentation, publication, coordination, packet assembly, communication and distribution to FACT Committee, result tabulation, award/denial notifications	ASAIIIs & Contracts Administrator
Contract/Account management – generation, coordination, documentation, negotiation, demand payment processing, fiscal monitoring/reporting	ASAIIIs & Contracts Administrator
Site Visit Monitoring Support – report generation, coordination, communication, tracking	ASAIIIs
Meeting Support – agenda, minutes, distribution, posting, scheduling, hosting, material preparation, meeting follow-up, action item response and resolution	Secretary, ASAIIIs
Meeting Participation	ASAIIIs, Contracts Administrator, Secretary
Annual OCAP Reporting - vendor and OCAP coordination, communication, data gathering and consolidation, completing State template/report, report submission to OCAP, resolution of report issues with OCAP Analyst and revision of report based on OCAP feedback	ASA IIIs
Property Tax Bill Donor Support – Insert preparation, print and mail facilitation, donor log, donor thank you letters	Secretary, ASAIIIs
Membership – tracking and facilitation of new and annual renewal membership requests through the county approval process, coordination and planning of membership renewals with members, new member communication	ASAIIIs

FUNDING REVENUE

FACT Funding consists of monies derived from the California Department of Social Services (CDSS) and various other revenue sources. The CDSS portion accounts for approximately 60% of the funding and is made up of Child Abuse Prevention, Intervention and Treatment Program (CAPIT) (AB1733) funds and the federal Community-Based Child Abuse Prevention (CBCAP) funds. Other funding consists of Birth Certificate fees (AB2994), specialized license plate fees, and the Ann Adler Family Donations (CCC property tax bill donations).



The FY19-20 Funding Revenue is shown in the table below:

FY 19-20 FACT Funding Revenue	
CDSS Funds	
Child Abuse Prevention, Intervention, and Treatment (CAPIT)	\$375,052
Community-Based Child Abuse Prevention (CBCAP)*	<u>\$39,748</u>
	\$414,800
Other revenue	
AB2994 (Birth Certificate fees)*	\$215,665
Ann Adler Children and Family Trust (Private Donations)*	\$34,600
License Plate fees*	\$23,600
	\$273,865
TOTAL	\$688,655
*estimated based on funding history	

FUNDED PROGRAMS

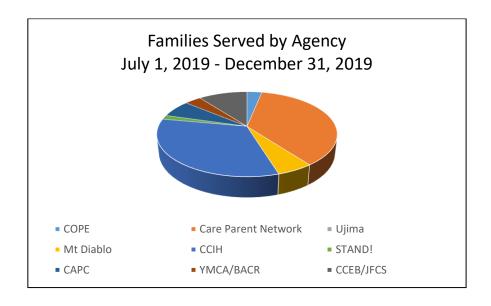
As a result of the RFP review and evaluation process in 2019, selected CBOs were awarded one (1) year contracts with the potential for one (1) year renewal. In FY19-20 FACT Awards and Contracts were issued in the amount of \$688,655 to nine (9) community agencies to support Child Abuse Prevention efforts in Contra Costa County.

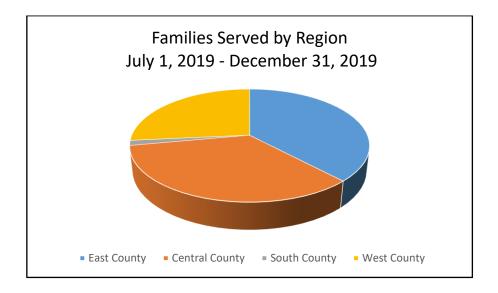
The FY19-20 funding recipients are listed below:

FY 19-20 FACT Funding Recipients				
Care Parent Network (CC ARC)	Family Empowerment Project	\$80,000		
Catholic Charities of the East Bay/Jewish Family Community Services	Refugee Immigrant Child Abuse Prevention Program (RICAP)	\$80,000		
Child Abuse Prevention Council (CAPC)	Nurturing Parenting Program	\$55,655		
Contra Costa Interfaith Housing	Early Intervention, Parenting Education and Mental Health Support	\$80,000		
C.O.P.E. (Counseling Options & Parent Education)	Supporting Father Involvement Program (SFI)	\$73,000		
Mt. Diablo Unified School District; Crossroads High School	Supporting Pregnant Teens	\$80,000		
STAND!	Breaking the Cycle Program	\$80,000		
Ujima	Family Wellness Program	\$80,000		
YMCA East Bay/BACR	Self-Regulation and Competency Project (ARC)	\$80,000		
TOTAL AWARDS		\$688,655		



The following charts provide a summary of FY19-20 FACT Contract efforts to date:







CONCLUSION

Over the last several months, the FACT Committee has been working on recommended updates to the current Charter. At the most recent FACT Committee meeting on February 3, 2020, the FACT Committee agreed to retain the current language in ARTICLE VII, Section 3 regarding other Committee activities:

"Public information activities and coordination/collaboration discussions with related programs/agencies serve as a mechanism to inform and educate the community about the issues and problems facing low-income families and children."

The updated Charter is pending final Committee approval which will require a 2/3 majority vote prior to submitting to the BoS for final acceptance and approval.

This report from EHSD serves to inform FHS Committee on FACT Committee roles and responsibilities and to acknowledge and express appreciation for the continued support from Contra Costa County Board of Supervisors.

APPENDICES

- A. Board of Supervisors, March 25, 1985, Establishing Family & Children's Trust Committee (FACT)
- B. FACT Roster February 2020
- C. FACT Charter: POLICIES AND PROCEDURES, FAMILY AND CHILDREN'S TRUST COMMITTEE (FACT)
 CONTRA COSTA COUNTY



APPENDIX A

·			2.004
7 0: ² .	BOARD OF SUPERVISORS		Cootes
FROM:	Phil Batchelor, County Administrator		Contra Costa County
DATE	March 25, 1985	•	County
EUBJECT:	Batablishing Family & Children's Trust Co	mmittee (PAST)	

APECIFIC REQUEST(S) OR RECOMMENDATIONISI & BACKGROUND AND JUSTIFICATION

RECOMMINDATIONS

Establish the Family and Children's Trust (FACT) Committee, spulish the Child Abuse and Reglect Prevention and Intervention Committee, the Children's Trust Fund Committee, and the Family and Children's Trust Fund Committee, and direct the Social Service Department to provide Staff support to FACT.

BACKORDUND:

On October 16, 1984, the Board of Supervisors directed the County Administrator and the Social Service Director to review the current system of advisory committees on the use of various funds for femily and children's services and provide a recommendation for consolidation.

There are currently three committees providing recommendations to the Board of Supervisors on funding for essentially the same Service:

Child Abuse and Neglect Prevention and Intervention Committee which allocated \$197,474 for child abuse and neglect prevention and intervention from State AB 1737 funds for fiscal years 1983-84 and 1984-85;

<u>Children's Typest Types Committee</u> which allocated \$90,000 for child abuse prevention and intervention and neglect from County Birth Certificate focs under the provisions of AB 2994 for fiscal year 1984-85; and

Family and Children's Trust Fund Committee which is to allocate \$33,355 for family and children's services from voluntary property tempayers' contributions (loss \$10,000 allocated by the Board for a special child care project).

The Pamily and Children's Trust Fund Committee convened a meeting of representatives of all three committees, Social Services, and County Administrator's staff. The combined committee determined that State regulations permitted utilizing one committee for allocation recommendations of the three funds.

COUT HUMP ON ATTACHMENTS YER	SIGHATURE: Willey Sugar
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SIGNATUREIS, ELBUSIE R. HOW SALE	eten.
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X UNANIMOUS LAUSENT AYES; NOES! ASSENT! ARSTAIN;	I MERERY CERTIFY THAT THIS IS A TRUG AND CORRECT COPY OF AN ACTION TAKEN AND ENTERED ON THE MINUTES OF THE BOARD
County Administrator Go: Social Service Director County Auditor	ATTESTED April 16, 1985
Cosmittee Members	PHIL DATCHICLOR, CLERK OF THE BOARD OF SUPERVISORS AND COUNTY ADMINISTRA OR
Мая 2/7-05	or Jelene Edward DEPUTY



APPENDIX B FACT ROSTER February 2020

Committee Seats (5)	At-Large Members (5)	District Seats (5)
 First 5 Commission Exp. 09/30/2020 Lisa R. Johnson School Representative Exp. 09/30/2020 Karin Kauzer Child Development Early Childhood Education/Local Planning Council Exp. 09/30/2020 Vacant Child Abuse Prevention Council Exp. 09/30/2021 Carol Carrillo, MSW Mental Health Exp. 09/30/2021 Dr. Allyson Mayo 	 Mary Flott (Vice-Chair) Exp. 09/30/2020 At-Large Seat Exp. 09/30/2020 Vacant Marianne Gagen Exp. 09/30/2021 Joseph DeLuca (Chair) Exp. 09/30/2021 Olga Jones Exp. 09/30/2020 	District I Exp. 09/30/2021 Supervisor John Gioia Richard Bell District II Exp. 09/30/2021 Supervisor Candace Andersen Mariana Valdez District III Exp. 09/30/2020 Supervisor Diane Burgis Stephanie Williams- Rogers District IV Exp. 09/30/2021 Supervisor Karen Mitchoff Mujdah Rahim District V Exp. 09/30/2021 Supervisor Federal Glover Vacant

Family and Human Services Committee Report Family and Children's Trust (FACT) Committee



APPENDIX C FACT Charter POLICIES AND PROCEDURES FAMILY AND CHILDREN'S TRUST COMMITTEE (FACT) CONTRA COSTA COUNTYFACT ROSTER February 2020

See next page

POLICIES AND PROCEDURES

FAMILY AND CHILDREN'S TRUST COMMITTEE (FACT) CONTRA COSTA COUNTY

ARTICLE I: Name, Purpose, Origin

ARTICLE II: Membership

ARTICLE III: Officers

ARTICLE IV: Committees

ARTICLE V: Role and Relationship of Contra Costa

Employment and Human Services Department and

the FACT Committee

ARTICLE VI: Meetings

ARTICLE VII: Established Procedures

ARTICLE VIII: Conflict of Interest Guidelines

ARTICLE IX: Amendments to Policies and Procedures

ARTICLE I

NAME, PURPOSE, ORIGIN

Section 1 NAME

The name of this committee shall be the Family and Children's Trust Committee (FACT).

Section 2 PURPOSE

The purpose of this Committee is to establish priorities and make funding

recommendations to the Board of Supervisors on the allocation of specific funds for the prevention/amelioration of child abuse and neglect, and the promotion of positive family functioning. These funds include: The Child Abuse Prevention, Intervention, and Treatment funds (CAPIT) funds, (AB 1733), Birth Certificate funds (AB2994), the Family and Children's Trust funds, the Community-Based Child Abuse Prevention funds (CBCAP), the Child Care Affordability funds, and other funds as may be subsequently directed by the Board of Supervisors.

The FACT Committee also provides information and data to the Employment and Human Services Department on the effectiveness of current and proposed programs for families and children and on recent or pending legislation that would potentially impact family and children's services programs, clients, or funding mechanisms.

Section 3 ORIGIN OF COMMITTEE

On April 6, 1985 the Contra Costa County Board of Supervisors established the Family and Children's Trust Committee (FACT) to make funding recommendations to the Board of Supervisors on allocation of the CAPIT Funds (AB1733), Birth Certificate Funds (AB2994), and the Family and Children's Trust Fund monies. Previously, there were three Committees providing recommendations to the Board of Supervisors for the use of these funds. The Board also directed the FACT Committee to make funding recommendations on the Child Care Affordability funds and the Community-Based Child Abuse Prevention funds (CBCAP) at a later date.

In 2005, the Board of Supervisors directed that the Family and Children's Services Advisory Committee (FACSAC) be merged with FACT as the federal mandate for FACSAC had ceased to exist and many of the functions of the committee had been assumed by other programs within the Employment and Human Services Department or other county entities.

All decision making authority is retained by the Board of Supervisors. The Board of Supervisors is the appointing authorities to FACT.

ARTICLE II

MEMBERSHIP

Section 1 MEMBERSHIP CATEGORIES

The membership of the FACT Committee shall consist of:

- 1. Up to a total of five (5) sector representatives from the following Committees/Groups
 - a. Mental Health Commission
 - b. Local Planning Council
 - c. First 5 Commission
 - d. Child Abuse Prevention Council (ex officio)
 - e. Faith-Based Community
 - f. Substance Abuse Advisory Committee or Council
 - g. Early Childhood Education/Child Development (group or individual)
- 2. One representative from each of the five Supervisorial Districts. Supervisors will recruit and appoint their own representative or, if requested, staff to FACT will provide recruitment assistance.
- 3. Up to five At-Large members shall be recruited from representative community groups including, but not limited to, the following:
 - a. Service clubs
 - b. Faith-based organizations
 - c. Civic organizations
 - d. Ethnic and cultural clubs/groups
 - e. Chambers of Commerce
 - f. Parent/Teacher Associations/other educational entities

All At-Large members shall be recruited to bring expertise in child care, out-of-home placement, homelessness, alcohol/substance abuse treatment, family systems or family preservation, child abuse/neglect services, parent education, multi-ethnic systems or programs and/or program planning, analysis, and evaluation.

Section 2 REQUIREMENTS

Each entity listed in Article II, Section 1 (A.) above which has a sector representative on the FACT Committee will have first option to recommend a replacement for that

individual should he/she leave for any reason. New appointments must be made within 90 days or the FACT Committee may select another organization, commission, or council from the list to appoint someone to fill the vacancy. FACT will request that said organization, commission, or council select a representative that:

- 1. Has knowledge of child abuse/child development or family functioning issues and programs, if possible;
- 2. Will commit self to attend all FACT meetings and read all materials; and
- 3. Will regularly seek input from, and report back to, the appointing body about the issues discussed and the decisions made by the FACT committee.

The five (5) At-Large members will be selected and replaced when needed from the community through a recruitment, application and interview process, by members of the FACT Committee and staff. The Committee will recommend individuals that have expertise in one of the designated areas in Article II, Section 1, and consider items (1.) and (2.) in Article II, Section 2.

Section 3 TERM of MEMBERSHIP

One term of Committee membership shall be two years. The FACT committee will develop a schedule whereby no more than fifty (50) percent of FACT members terminate membership in any one year. An ethnic, economic, and geographic balance among members shall be maintained as much as possible.

Section 4 ABSENCES

Absences:

- 1. *Excused* absences are those reported beforehand, if possible, and are due to emergency, illness, work schedule conflicts, or scheduled vacation. After three (3) such consecutive absences in one year, an evaluation will be made by the FACT Committee to determine if this should constitute a resignation from the Committee.
- 2. Three (3) <u>unexcused</u> consecutive absences in one year shall constitute a resignation from the Committee. Following the third unexcused absence, the Chairperson will contact the organization or individual in question and request a new representative.

Section 5 RESIGNATIONS

Voluntary resignation is accomplished by writing to the Chairperson. The resignation will be effective at the time unless otherwise specified.

Section 6 CONFLICT-FREE REQUIREMENTS

All FACT Committee_members shall be conflict-free according to Contra Costa County's and the State Department of Social Service Conflict of Interest Guidelines (see Article VIII, Conflict of Interest Guidelines).

Section 7 LIABILITY

A member of the Committee shall not, solely because of such membership, be personally liable for any debts, obligations, or liabilities of the Committee.

Section 8 REVIEW OF APPOINTMENTS

All prospective At-Large appointments shall be sent to the Family and Human Services Committee (FHS) for review prior to appointment by the Board of Supervisors. The FACT Committee shall forward to FHS the resumes of qualified individuals.

ARTICLE III

OFFICERS

Section 1 OFFICERS

The officers of this Committee shall be a Chairperson and, if deemed necessary by the Committee, a Vice-Chairperson.

Section 2 DUTIES

The duties of the officer(s) shall be the usual duties of such officers as provided in Roberts Rules of Order. The Vice-Chairperson shall perform such other duties as may be assigned by the Chairperson.

Section 3 TERM OF OFFICE

The term of office shall be two years. Officers may be elected for one or more following terms in the same office.

Section 4 OFFICER ELECTIONS

- 1. Officers shall be elected by majority vote of the membership.
- 2. Vacancies occurring between elections shall be filled by election, in like manner, at the next meeting after the vacancy occurs.

ARTICLE IV

COMMITTEES

Section 1 COMMITTEES

The Chairperson shall appoint such Subcommittees as may be required for the furtherance of the purpose of the Committee.

Section 2 RESPONSIBILITIES

All FACT Committee members, save ex officio (non-voting) members if currently sitting, shall be responsible for preparing, reviewing, and rating all proposals resulting from the annual RFP process and recommending to the Employment and Human Services Director and the Board of Supervisors the award of family and children's services contracts, including the appropriate level of funding for such contracts, with non-profit community agencies pursuant to:

- 1. CAPIT (AB 1733) and Birth Certificate-funded (AB 2994) programs for child abuse prevention and early intervention services:
- 2. The Family and Children's Trust Funds, for leveraging with other community resources to maximize public benefit in family and children's service programs;
- 3. The federal CBCAP (Community-Based Child Abuse Prevention) funds;

- 4. The Child Care Affordability funds to improve, expand, and make child care more affordable and accessible to low-income families; and
- 5. Other funds as subsequently directed by the Board of Supervisors.

ARTICLE V

ROLE AND RELATIONSHIP OF CONTRA COSTA EMPLOYMENT AND HUMAN SERVICES DEPARTMENT WITH THE FACT COMMITTEE

Section 1 ROLES

The Board of Supervisors delegated to the Employment and Human Services Department the responsibility to administer certain State and County funds disbursed by Board orders based on the recommendations of this FACT Committee. This task involves meeting State and County requirements related to AB 1733 (CAPIT funds), AB 2994 (Birth Certificate funds), the Ann Adler Family and Children's Trust Funds, the federal Community- Based Child Abuse Prevention funds (CBCAP), and the Child Care Affordability Funds. The Board of Supervisors also directed the Employment and Human Services Department to provide staff support to the FACT Committee.

Section 2

Staff support to the FACT Committee includes:

- (a) Providing clerical support, e.g., prepare and distribute committee's agendas, prepare minutes of all meetings, notify members of meetings, draft correspondence, etc., for the Chairperson's approval, prepare and send written materials at the Chairperson's direction, and maintain a current membership roster. (See Article VII, Section 6);
- (b) Implementing the instructions of the Chairperson relative to public hearings or other tasks as assigned;
- (c) Advising the Committee about political or contractual ramifications of any decision being considered by this Committee or its members; and
- (d) Reporting to the Committee regularly about contract timelines, monitoring procedures and any problems with contracts or contractors, distributing all contract service plans and budgets and all written reports required from

contractors or by the State.

Section 3

Staff support to the FACT Committee does not include:

- (a) acting unilaterally at any time relative to FACT Committee business or issues;
- (b) voting on the funding priorities, the RFP process, funding decisions, or any other motion before the Committee.

ARTICLE VI MEETINGS

Section 1

All meetings of the FACT Committee shall be governed by the Brown Act (Government Code section 54950, et seq.) and Better Government Ordinance.

Section 2

The Committee shall meet at least monthly and as often as needed during the RFP allocation period.

Section 3

Meetings shall be held at a regularly scheduled date and time of the month as established by the Committee in order to better accommodate attendance by Committee members and the public. Notice of the meeting shall be posted in a prominent place.

Section 4

A quorum is defined as fifty percent plus one (50%+1) of authorized seats. No voting shall take place without a quorum present. Unless otherwise required by these policies, a majority of the total membership is required to pass any proposed action of the FACT committee.

Section 5

Special meetings of this Committee may be called by the Chairperson, Vice-Chairperson, or any three members in concert. Special meetings can be held following four-work days' notice to all members if a quorum is present at the designated date and time.

ARTICLE VII

ESTABLISHED PROCEDURES

Section I

Every two years the FACT Committee shall establish a minimum of two specific priority areas for allocating available FACT funds based on information/data from a County self-assessment or equivalent, public hearing or other needs assessment mechanism, a review of additional surveys/reports from other groups, and/or interviews with key child abuse/neglect professionals.

Section 2

- (1) The FACT Committee will adhere to the following decision-making process for the allocation of CAPIT (AB1733), Birth Certificate (AB2994) and Community-Based Child Abuse Prevention funds. These monies derive from the State Department of Social Services and any requirements of that Department will be adhered to, in addition to the following procedures:
 - a. These monies are for child abuse and neglect prevention and early intervention services, which meet the needs of children at high-risk, especially those aged 0 14, operated by private non-profit organizations.
 - b. Every two years a needs assessment process, including community member and professional surveys (web-based and in-person), community and professional discussions/meetings and review/analysis of other current studies and information, will be used to establish a minimum of two priority areas for funding of services.
 - c. The Employment and Human Services Department will implement a competitive RFP/RFI process for the allocation of funds.

- d. The FACT Committee will review, rate, and recommend approval of contracts to the Board of Supervisors following the guidelines outlined in the current RFP.
- e. Monies contributed to the Family and Children's Trust fund will be allocated to public/private non-profit agencies which provide services that meet the needs of families and children in Contra Costa County. These funds will generally be combined with the State funds described in (a), above, and will be allocated via the same process, but they may, at the FACT Committee's discretion, be used to support small programs whose goals are slightly broader than those of the aforementioned state program.

Section 3

The general timeline for the work of the Committee in an RFP funding year is as follows:

September: Committee officer terms begin; agencies are notified of public

hearings/interviews/other needs assessment activities.

October: Begin contractor site-visits; continue needs assessment.

Nov.-Dec: Identify overall county needs and establish funding priorities.

Jan.-Feb. FACT Committee, staff and Contracts Unit prepares RFP/RFI for

distribution; RFP/RFI released mid-February.

March: Proposals due; begin second round of site-visits.

April: Committee members rate and review proposals.

May: Rating and Review meeting (open) held; following two week

appeal period, funding recommendations forwarded to Employment and Human Services Director and Board of

Supervisors for final approval.

June: Contracts and Grants Unit of the Employment and Human Services

Department prepares and submits contract

documents to selected agencies.

July: Review of overall RFP process to identify required modifications;

tax insert approved.

August: No FACT meeting

In addition to this RFP-focused timeline, other pertinent activities, including program review meetings and meetings with community members occur throughout the year. Public information activities and coordination/collaboration discussions with related programs/agencies serve as a mechanism to inform and educate the community about the issues and problems facing low-income families and children. A legislative report is provided quarterly by the Director of the Child Abuse Prevention Council (sitting on the FACT Committee as an ex-officio member).

This general timeline will serve as the basis for developing the FACT Committee's annual work plan by October 15 of each year.

Section 4

The County Employment and Human Services Department will establish a work plan with the State regarding CAPIT (AB 1733) and Community-Based Child Abuse Prevention Funds (CBCAP), to be reviewed by the committee.

The County Employment and Human Services Department will not establish a work plan with the State regarding funds raised through Birth Certificates (AB2993) or other funds within the purview of this Committee without prior review of such plan by the Committee as such decisions directly impact the FACT Committee's work plan and timelines.

Section 5

The County liaison from the Office of Child Abuse Prevention (OCAP) will be invited to meet with The FACT membership at least annually in order to maintain communication and a current understanding of OCAP's expectations.

Section 6

Employment and Human Services staff to the FACT Committee shall maintain a roster of attendance, including excused and unexcused absences (as defined herein) and will notify the Chairperson when any member has two consecutive unexcused absences.

If the FACT Committee decides on a course of action, staff to the Committee will follow through on that decision as soon as possible. Staff will raise any issues or problems he/she sees with a course of action while it is still under discussion. The Committee and Employment and Human Services staff will work together to ensure that all issues and potential problems are addressed before decisions are made. Should

a problem arise for Employment and Human Services staff while executing a Committee decision, the

Chairperson will be contacted as soon as possible. That problem or item will then be placed on the next agenda so members can be kept informed of the outcome of their decisions.

Section 7

Staff to this Committee and EHSD Contracts and Grants Unit staff who deal with the State Office of Child Abuse Prevention, or contractors allocated monies via Committee recommendations, will submit directly to the Chairperson all original source documents received pertaining to CAPIT, Birth Certificate, CBCAP, or Trust Fund monies, as well as other relevant documents under the purview of the committee.

Section 8

Members entitled to vote shall not be permitted to vote or act by proxy.

ARTICLE VIII

CONFLICT OF INTEREST GUIDELINES

Section 1

All members of the FACT Committee shall be conflict-free according to Contra Costa County's and the State Department of Social Services' Conflict of Interest Guidelines.

To be conflict-free, FACT membership shall not include anyone who:

- 1. Is a board member or an employee of an agency receiving monies recommended by FACT.
- 2. Is a board member or an employee of an agency applying for FACT funding.
- 3. Has been a board member or an employee of an agency during a 12

month period measured either from the dated he or she resigned from an agency which received FACT funds at any time during the preceding year or after the end of the fiscal year in which that agency received any FACT funds.

Section 2

Contract monitoring is not to be conducted by any member of FACT who has a conflict of interest in that the member, or the member's spouse or business partner, is a board member or an employee of the contract agency he or she is monitoring.

ARTICLE IX

AMENDMENT OF POLICIES AND PROCEDURES

Section 1

These Policies and Procedures may be amended once the following actions have occurred:

- 1. The proposed amendment has been introduced in writing by one or more FACT members at a meeting with a quorum present; and
- 2. The amendment has been discussed by the membership in at least one regular meeting prior the regularly scheduled meeting at which a vote is taken; and
- 3. Any suggested changes in wording have been accepted by the one or more FACT members who originally introduced the amendment; and
- 4. A 2/3 vote of the total membership approves the amendment either by a count of hands or by written ballot as determined by a majority of the members present on a case-by-case basis, and:
- 5. The amendment(s) is approved by the Board of Supervisors.



Contra Costa County Board of Supervisors

Subcommittee Report

FAMILY AND HUMAN SERVICES COMMITTEE

7.

Meeting Date: 02/24/2020

Subject: 2020 Family and Human Services Committee Workplan

Submitted For: David Twa, County Administrator

Department: County Administrator

Referral No.: NA Referral Name: NA

Presenter: Dennis Bozanich Contact: Dennis Bozanich; 5-1037

Referral History:

The Board of Supervisors made the following referrals to the 2020 Family and Human Services Committee:

REF #SUBJECT

1	5	Continuum of Care Plan for the Homeless / Healthcare for the Homeless – Semi-Annual Update
2	20	Public Service Portion of the Community Development Block Grant
3	25	Child Care Planning/Development Council Membership
4	44	Challenges for EHSD (Combined with Referral #19 on Welfare Reform) (Includes Continuum of Care Reform (Foster Care) Report)
5	45	Adult Protective Services and Challenges for Aged & Disability Populations
6	56	East Bay Stand Down for Homeless Veterans
7	78	Community Services Bureau/Head Start Oversight
8	81	Local Child Care & Development Planning Council Activities
9	82	Secondhand Smoke Ordinance
10	92	Local Planning Council - Countywide Child Care Plan
11	93	Youth Services Report - (Includes Independent Living Skills Program Report)
12	101	FACT Committee At-Large Appointments
13	103	SNAP/CalFresh (Food Stamp) Program
14	107	Laura's Law
15	109	Workforce Innovation and Opportunity Act

110	Innovative Community Partnerships (Includes Whole
	Family Services Report)
111	Family Justice Center & Commercially Sexually
	Exploited Children
112	Policy Options to Protect Youth from Tobacco
	Influences in the Retail Environment
114	Impacts of Technology on Access to Public Benefits
116	Public Mental Health Care System
117	Mental Health Services Act / Proposition 63 Funding
118	Mental Health Services Act Funding
119	Elimination of Head Start Home Based Program
	services for children ages three to five.
120	Clarifying the Role of the Family and Children's
	Trust (FACT) Committee.
	111 112 114 116 117 118 119

The Committee members have selected the fourth Monday of each month at 9:00 a.m. as the standing meeting date and time for 2020.

Referral Update:

Attached for the Committee's review is the proposed meeting schedule and the proposed work plan for hearing each of the 2020 referrals (Attachment A).

Recommendation(s)/Next Step(s):

APPROVE the proposed 2020 Committee meeting schedule and work plan, or provide direction to staff regarding any changes thereto.

Fiscal Impact (if any):

None

Attachments

Draft 2020 Committee Workplan

DRAFT 2020 Family Human Services Committee Workplan

Meeting Details	Agenda Items
	Challenges for EHSD (#44) - Changes to Public Charge Policy on access to services
February 24, 2020 9:00 - 10:30 Room 101	Clarifying the Role of the Family and Children's Trust (FACT) Committee (#120)
Items due by 5:00PM 2/14/2020	Review of FHS Committee Annual Workplan for 2020
3.661 W 2/ 14/ 2020	Appointment Recommendations: + Mr. Cheng Reappointment to IHSS PA Advisory Council - Consumer Seat # 1
	HIV Prevention Needle Exchange Program (#61)
March 23, 2020	Health, Housing and Homeless Services (#5)
9:00 - 10:30 Room 101	Public Service Recommendations of the County's FY 2020-21 CDBG and ESG Action Plan
Items due by 5:00PM 3/13/2020	Cultural Plan Prospectus
	Appointment Recommendations as needed
April 27, 2020	
9:00 - 10:30	Mental Health Services Act Funding (#118)
Room 101 Items due by	Appointment Recommendations as needed
5:00PM 4/17/2020	- 1 1
	Memorial Day - Meeting date and time TBD
5/25/2020 TBD	Community Services Bureau/Head Start Oversight with staffing report (#78)

DRAFT 2020 Family Human Services Committee Workplan

June 22, 2020 9:00 - 10:30	Family Justice Center & Commercially Sexually Exploited Children (#111)
Room 101 Items due by 5:00PM 6/12/2020	SNAP/CalFresh Update (#103)
	Appointment Recommendations as needed
July 27, 2020	East Bay Veteran's Stand Down event on August 27-30 (#56)
9:00 - 10:30 Room 101 Items due by	Child Care Needs Assessment Review (#81) and Local Planning Council appointments- Countywide Child Care Report (#92)
5:00PM 7/17/2020	Appointment Recommendations as needed
August 24, 2020 9:00 - 10:30	AOT - Assisted Outpatient Treatment (Laura's Law) (#107)
Room 101 Items due by	Policy Options for protecting Youth from Tobacco Influences in the retail environment (#112)
5:00PM 8/14/2020	Secondhand Smoke Ordinance (#82)
5:00PM 8/14/2020	Secondhand Smoke Ordinance (#82) Appointment Recommendations as needed
5:00PM 8/14/2020	
5:00PM 8/14/2020	
September 28, 2020	
September 28, 2020 9:00 - 10:30	Appointment Recommendations as needed
September 28, 2020	Appointment Recommendations as needed Adult Protective Services and Challenges for Aged & Disability
September 28, 2020 9:00 - 10:30 Room 101	Appointment Recommendations as needed Adult Protective Services and Challenges for Aged & Disability Populations including status of the Aging Master Plan (#45)
September 28, 2020 9:00 - 10:30 Room 101 Items due by	Appointment Recommendations as needed Adult Protective Services and Challenges for Aged & Disability Populations including status of the Aging Master Plan (#45) Innovative Community Services (#110)
September 28, 2020 9:00 - 10:30 Room 101 Items due by	Appointment Recommendations as needed Adult Protective Services and Challenges for Aged & Disability Populations including status of the Aging Master Plan (#45) Innovative Community Services (#110)

DRAFT 2020 Family Human Services Committee Workplan

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October 26, 2020 9:00 - 10:30 Room 101	Challenges for EHSD (#44) - Includes Continuum of Care Reform Report
Items due by 5:00PM 10/16/2020	Youth Services Report - (Includes Independent Living Skills Program Report) (#93)
	Appointment Recommendations as needed
November 23, 2020	SNAP/CalFresh Update (#103)
9:00 - 10:30 Room 101 Items due by	Public Mental Health Care System (#115/116)
5:00PM 11/13/2020	
	Appointment Recommendations as needed