

DRAFT

REGULAR MEETING OF THE MARIN COUNTY BOARD OF SUPERVISORS HELD TUESDAY, DECEMBER 13, 2005, AT 10:05 A.M.

Roll Call

Present: Supervisor Adams; Supervisor Murray; Supervisor Brown

Absent: Supervisor McGlashan; Supervisor Kinsey

1. **PRESENTATION OF THE "OUTSTANDING EMPLOYEE TEAM OF THE QUARTER" AWARD TO THE JUVENILE DRUG COURT TEAM**

Supervisor Brown announced that the Juvenile Drug Court Team was the recipient of the "Outstanding Employee Team" of the quarter award and identified the members of the team as follows: the Honorable Judge Lynn Duryee, John Sklut, Ron Ravani, Jay Shaw, Emily Peairs, Charlene Brown, Carmen Bier, Amy Kriebel, Doug Smith, Wardell Anderson, La Dell Dangerfield III, and Kristen Scheider.

Supervisor Brown read a list of the Team's accomplishments. Each member received a cash award, an engraved plaque commemorating the occasion, and a coffee cup.

Chief Probation Officer William Burke thanked the Board and acknowledged the efforts of the Juvenile Drug Court Team.

Judge Lynn Duryee addressed the Board and distributed copies of a booklet entitled "Dear America: Letters to Our Brothers and Sisters" containing letters written by juvenile drug court participants.

Judge Duryee introduced a Juvenile Drug Court Participant who briefly offered her comments about her positive experiences with the program.

Judge Duryee and Chief Probation Officer Bill Burke briefly responded to questions from the Board regarding program participants and the structure of the exit program, and commented on the success of the program.

The Board of Supervisors recessed at 10:09 a.m. and met as the Housing Authority Board of Commissioners. The Board of Supervisors reconvened at 10:36 a.m. Supervisors McGlashan and Kinsey were absent.

3. **BOARD OF SUPERVISORS' MATTERS**

Transportation

Supervisor Adams advised that Supervisors McGlashan and Kinsey were absent today as they were in Washington D.C. regarding the County's participation in a Non-Motorized Transportation Demonstration Project.

4. **ADMINISTRATOR'S REPORT**

County Administrator Matthew Hymel briefly commented on item CA-3, authorization to seek legal representation services from the law firm McGlinchey, Stafford, PLLC.

5. OPEN TIME

War in Iraq

Four speakers from Sonoma County addressed the Board to express their views on the war in Iraq, requested the Board to take additional actions to express opposition to the War, and individually commented on the recent execution at San Quentin Prison.

Homelessness

A member of the public commented on the need for more facilities for the homeless and distributed copies of a 1992 *Marin Independent Journal* newspaper article regarding housing the homeless.

Supervisor Adams briefly responded, commenting on the planning efforts underway to create a 10-year Plan to End Homelessness in Marin County, and encouraged interested members of the public to get involved in the process.

Bicycle/Pedestrian Improvements

A member of the public addressed the Board regarding current planning efforts underway for bicycle and pedestrian improvements in the County. The speaker specifically commented on the proposed connection at Linden Lane.

Mercury Exposure

A member of the public addressed the Board to relate her health problems related to mercury exposure.

6. CONSENT CALENDAR A (ITEMS CA-1 THROUGH CA-6) ("Consent Calendar A" reflects those agenda items that have prior policy approval from the Board and do not exceed \$500,000 in cost.)

M/s Supervisor Murray - Supervisor Adams to approve Consent Calendar A, as presented.

CA-1. Community Development Agency:

- a. Authorize President to execute Second Amendment to the agreement with Design, Community and Environment, increasing the contract by \$27,000 for a total contract amount of \$52,000, and extending the contract term to June 30, 2006, for pre-development preparations of a Specific Plan for the Marinwood Plaza.
- b. Authorize President to execute Community Development Block Grant ("CDBG") Program agreement with the Marin Center for Independent Living, in the amount of \$32,700, for rehabilitating housing to increase disabled accessibility.
- c. Authorize President to execute, subject to County Counsel review, two subordination agreements to enable Casa Allegra Community Services to refinance two properties at 306 Adrian Way and 363 Devon Drive, by obtaining loans from the Marin Community Foundation.
- d. Authorize President to execute second addendum to agreement with HMW International, increasing amount by \$5,000 for a total contract amount of \$60,000, for additional services related to the implementation of the Marin Public Facilities Energy Management Team ("EMT").
- e. Authorize President to execute second addendum to agreement with Utility Management Services, increasing amount by \$3,000 for a total contract amount of \$33,000, for additional services related to the implementation of the Marin Public Facilities Energy Management Team ("EMT").

- f. Authorize President to execute third addendum to agreement with Kenwood Energy, increasing amount by \$8,500 for a total contract amount of \$157,500, for additional services related to the implementation of the Marin Public Facilities Energy Management Team ("EMT").

CA-2. County Administrator:

- a. Authorize President to execute Fifth Amendment to Agreement with Nielsen, Merksamer, Parrinello, Mueller & Naylor, LLP, in an amount not to exceed \$183,000, for an additional year of legislative representation and consultant services.
- b. Authorize President to execute amendment to agreement with Alcalde & Associates, Ltd. providing for payments of \$72,000 plus expenses, effective January 1, 2006, for representation services in Washington, D.C.
- c. Authorize the County to execute grant agreement with the State of California, Department of Fish and Game, in the amount of \$138,794, for the Fishery Network of the Central California Coastal County (FishNet 4C) Project.

CA-3. County Counsel:

Authorize the County Administrator to execute agreement with the law firm McGlinchey, Stafford, PLLC in an amount not to exceed \$25,000, for legal services representing County employees named as defendants in litigation in Louisiana state court.

CA-4. Health and Human Services:

NOTE: Agreements in items CA-4c through CA-4d are renewals of existing agreements that were included in and funded in the FY 2005-06 budget.

- a. Authorize President to execute FY 2005-06 agreement with FEI.com, Inc., in the amount of \$114,360, for implementation of the Marin County Web Infrastructure for Treatment Services ("WITS") system.
- b. Authorize President to execute FY 2005-06 agreement with the Regents of the University of California, UCLA Center for Health Policy Research, in the amount of \$170,366, to conduct a survey as part of the 2005 California Health Interview Survey.
- c. Authorize President to execute FY 2005-06 agreement with Earl Burgess, M.D., in an amount not to exceed \$42,500, to provide psychiatric evaluation and treatment for adult outpatients, jail clients and clients in need of psychiatric emergency services.
- d. Authorize President to execute FY 2005-06 agreement with the California Institute for Mental Health ("CIMH"), in an amount not to exceed \$200,000, for the development of a comprehensive statewide plan, working with the California Mental Health Council, for human resources development.

CA-5. Public Works:

Adopt Resolution No. 2005-143 assuring Caltrans of the County's commitment to provide local matching funds (10% matching share is estimated at \$87,742) to match allocation from State Bicycle Transportation Account ("BTA") Program to construct a Class II Bikeway on a segment of Ranchitos Road between Ranch Road and Lincoln Avenue.

CA-6. Retirement:

Request to accept audited financial statements of the Marin County Employees' Retirement Association for FY ended June 30, 2005.

Vote: Motion carried 3-0.

AYES: Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor McGlashan; Supervisor Kinsey

7. **REQUEST FROM THE COMMUNITY DEVELOPMENT AGENCY TO AWARD CERTIFICATES TO SEVEN NEWLY CERTIFIED MARIN "GREEN BUSINESSES"**

By letter dated December 13, 2005, Community Development Agency Director Alex Hinds submitted his report and recommendations regarding the above-referenced matter. Mr. Hinds also acknowledged Planning Aide Dana Armanino for her work with the Green Business Program.

Supervisor Murray read the certificates to be presented to the following seven newly certified Green Businesses: Carolyn Lenert, Coldwell Banker; Carolyn Robbins Site Design; EO Products/Small World Trading Co.; Farallone Pacific Insurance Services; REI, Three Twins Ice Cream and Ursa Minor Arts & Media.

Carolyn Lenert, Carolyn Robbins and representatives from Farallone Pacific Insurance Services and Ursa Minor Arts and Media briefly commented on their environmental initiatives.

Supervisor Adams also acknowledged Ms. Lenert for her community involvement in disaster preparedness.

Ms. Robbins distributed copies of a survey she prepared and distributes to contractors and other interested parties to gather information to enhance her ability, and the community's ability, to incorporate environmentally friendly building principles in her industry and the construction industry. She also briefly commented on the growth of new "green" materials and products.

A member of the public addressed the Board to acknowledge the efforts of EO Products in promoting safer cosmetics.

Ms. Armanino and Mr. Hinds responded to questions from the Board regarding additional opportunities for green business certification and briefly commented on current community outreach efforts and the existing partnership with the Sustainable Business Network.

Supervisor Brown encouraged the Department to continue to explore ways in which the County can support and enhance the green business program, encouraging additional outreach efforts, suggesting a luncheon be held with interested sectors of the community.

Supervisors Adams and Murray further commented on the success of the Program and encouraged schools and other public institutions to get more involved.

Ms. Armanino noted that a list of green business resources is available on the Community Development Agency website.

8. HEARING: REQUEST FROM THE HOUSING AUTHORITY TO REQUEST THE BOARD OF SUPERVISORS TO CONDUCT A TAX EQUITY AND FISCAL RESPONSIBILITY ACT ("TEFRA") HEARING FOR THE ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS FOR THE EDGEWATER APARTMENTS IN LARKSPUR (10-47 EDGEWATER PLACE, LARKSPUR)

By letter dated December 13, 2005, Housing Authority Executive Director Christine Gouig submitted her report and recommendations regarding the above-captioned matter.

The hearing was declared open to receive public comment. Seeing no one present to speak, the hearing was closed.

M/s Supervisor Murray - Supervisor Adams to adopt Resolution No. 2005-141 approving the issuance of multifamily housing revenue bonds by the Housing Authority of the County of Marin for the purpose of providing financing for the acquisition and rehabilitation of a 28-unit multifamily residential rental project located at 10-47 Edgewater Place, City of Larkspur.

Vote: Motion carried 3-0.

AYES: Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor McGlashan; Supervisor Kinsey

9. REQUEST FROM THE COMMUNITY DEVELOPMENT AGENCY, FEDERAL GRANTS DIVISION, TO AUTHORIZE PRESIDENT TO EXECUTE DOCUMENTS RELATED TO COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") AND HOME INVESTMENT PARTNERSHIPS PROGRAM FUNDING FOR THE DEVELOPMENT OF SAN CLEMENTE HOUSING (25 SAN CLEMENTE DRIVE, CORTE MADERA)

By letter dated December 13, 2005, Community Development Coordinator Roy Bateman submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Murray - Supervisor Adams to authorize President to:

- a. execute Modification to and Assignment and Assumption of Loan Documents, approve HOME Program Leasehold Deed of Trust, and execute Substitution of Trustee and Deed of Full Reconveyance for \$1,424,027 in HOME funds previously loaned to Marin Family Housing, Inc.;
- b. execute Subordination Agreement for CDBG and HOME funds previously made available for this project;
- c. execute CDBG Agreement with EAH, Inc., in the amount of \$99,862, to replace previous CDBG Agreement for this project; and
- d. subject to County Counsel review, execute other subordination agreement(s) and related documents required by other sources of financing for this project.

Vote: Motion carried 3-0.

AYES: Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor McGlashan; Supervisor Kinsey

10. REQUEST FROM THE HEALTH AND HUMAN SERVICES DEPARTMENT TO AUTHORIZE PRESIDENT TO EXECUTE AMENDMENT (A01) TO THE MASTER AGREEMENT (#04-35359) WITH THE CALIFORNIA DEPARTMENT OF HEALTH SERVICES, STATE OFFICE OF AIDS, INCREASING THE CONTRACT BY \$76,086 FOR A TOTAL CONTRACT AMOUNT OF \$1,251,945, FOR HIV/AIDS RELATED ACTIVITIES IN MARIN COUNTY

By letter dated December 13, 2005, Health and Human Services Director Dr. Larry Meredith submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Adams - Supervisor Murray to authorize President to execute Amendment (A01) to the Master Agreement (#04-35359) with the California Department of Health Services, State Office of AIDS, increasing the contract by \$76,086 for a total contract amount of \$1,251,945, for HIV/AIDS related activities in Marin County.

Vote: Motion carried 3-0.

AYES: Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor McGlashan; Supervisor Kinsey

11. APPOINTMENTS

a. County Service Area ("CSA") #6 - Gallinas Creek

Scheduled appointment for January 10, 2006, for one vacancy due to the resignation of Joy Sidon.

b. Major Crimes Task Force Oversight Committee

M/s Supervisor Murray - Supervisor Adams to appoint Terrence Murphy.

Vote: Motion carried 3-0.

AYES: Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor McGlashan; Supervisor Kinsey

c. Women's Commission

Scheduled appointment for January 10, 2006, for one vacancy representing District 4 due to the resignation of Katherine Davis.

d. Workforce Investment Board

M/s Supervisor Adams - Supervisor Murray to appoint Charlene Reid as a One Stop Partner representative.

Vote: Motion carried 3-0.

AYES: Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor McGlashan; Supervisor Kinsey

The meeting was adjourned at 11:25 a.m.

SINE DIE

PRESIDENT

ATTEST:

CLERK