

## **DRAFT**

REGULAR MEETING OF THE MARIN COUNTY BOARD OF SUPERVISORS HELD TUESDAY, JANUARY 24, 2006, AT 9:05 a.m.

### 1. Workshop: Roads Resurfacing Program

The Board convened in room 324 A at 9:05 a.m. for a workshop regarding the County's Roads Resurfacing Program.

By letter dated January 23, 2006, Farhad Mansourian submitted his report regarding the above-captioned matter and briefly reviewed the highlights and recommendations contained therein.

There was consensus among Board members on the staff recommendations. Board members emphasized that staff should look at opportunities to accommodate bicycle and pedestrian needs for upcoming projects.

The Board recessed at 10:15 a.m. and reconvened in Room 330 at 10:22 a.m.

#### Roll Call

Present: Supervisor McGlashan; Supervisor Adams; Supervisor Kinsey; Supervisor Murray;  
Supervisor Brown

### 2. Presentation of "Employee of the Month" Award, December 2005, to Charlie Barboni, of the Cultural Services Department.

Supervisor Brown announced that Charlie Barboni of the Cultural Services Department was the "Employee of the Month" for December 2005. Supervisor Brown read a list of Mr. Barboni's accomplishments and presented him with a cash award, a family pass to the Marin County Fair, a framed photograph of the Marin County Civic Center, an assigned parking space for the month or free parking pass to Marin County Parks, and an engraved plaque commemorating the occasion.

Mr. Barboni expressed appreciation to the Board and his colleagues for their support.

On behalf of the Cultural Services Department, Cultural and Visitor Services Director Jim Farley congratulated Mr. Barboni and briefly commented on his many contributions to the department and to the County of Marin. Mr. Farley added that Marin County was recently awarded twenty-nine individual achievement awards at the Western Fairs Association Conference, along with two feature fair awards for programs introduced and organized by Mr. Barboni.

Cultural Services Commission Chair Marge Bartolini acknowledged Mr. Barboni for his efforts on behalf of the County and the Commission.

The Board recessed at 10:29 a.m. to meet as the Marin County Housing Authority Board of Commissioners and reconvened as the Board of Supervisors at 10:48 a.m. All Supervisors were present.

### 4. Approval of minutes

M/s Supervisor Brown - Supervisor McGlashan to approve the minutes of the meetings of November 22 and December 20, 2005, and the special meeting of January 6, 2006.

AYES: ALL

## 5. Board of Supervisors' matters.

### Recent flooding

Supervisor McGlashan advised that he will be working with Flood Control Zone ("FCZ") #3 to address the need for more effective emergency warning protocols in the FCZ #3 area.

### Marin Emergency Radio Authority ("MERA")

Supervisor Kinsey commented on the performance of the MERA system during the recent storms and the commitment to utilize this experience to strengthen the system for future emergencies. Supervisor Kinsey urged residents with concerns to contact MERA's Executive Director or his office.

### Staff Acknowledgement

Supervisor Kinsey acknowledged County employees for their continuing efforts to respond to the effects of the recent storms.

### In Memoriam

Supervisor Kinsey requested that the Board adjourn the meeting in memory of Stuart Beal, husband of former Board aide Lauren Beal.

M/s Supervisor Kinsey - Supervisor Murray to determine that the need to take action arose subsequent to the agenda being posted and to adjourn the meeting in memory of Stuart Beal.

AYES: ALL

### Staff Acknowledgement

Supervisor Brown acknowledged Information Systems and Technology staff, as well as other County staff, for their assistance in response to the recent storms.

### Assistance for Storm Victims

Supervisor Brown spoke about requests he has made to various agencies to grant fee reductions and streamline permit processes for storm victims. Supervisor Brown reported on upcoming community meetings for Flood Control Zone #9, Kentfield, San Anselmo and for the Corte Madera Creek watershed. Supervisor Brown spoke regarding efforts to address concerns about neighborhood warning systems and a request to some of the special districts to consider using their reserves to make low or no interest loans available to businesses in the worst-hit areas.

### Contributions to Storm Relief

Supervisor Adams requested that staff gather information regarding avenues for the community to contribute to local organizations which are providing assistance to storm victims.

### SMART Hearing

Supervisor Adams acknowledged the large turnout on Saturday for the Sonoma-Marín Area Rail Transit ("SMART") hearing and thanked County staff who provided comments to the SMART board regarding the Draft Environmental Impact Report ("DEIR").

(Supervisor Kinsey absent at 10:58 a.m.)

## 6. Administrator's report.

### Contributions to Storm Relief

County Administrator Matthew Hymel advised that the Red Cross and Salvation Army have set up Storm Victims' Funds.

#### Agenda Modifications

County Administrator Matthew Hymel advised that the Human Resources Director has asked that Item 16k, regarding an increase to the Uniform Allowance for the Sheriff Lieutenant classifications, be removed from today's agenda. Mr. Hymel also advised that the Human Resources Director submitted a revised staff letter for Item 16c regarding bargaining unit changes for designated attorney management classifications.

#### Agenda Modification - Urgency Item

Mr. Hymel advised that the Human Resources Director has requested that an item be added to today's agenda, under Item 16, to approve an equity increase for the job classes of District Attorney Inspector and Senior District Attorney Inspector.

M/s Supervisor McGlashan - Supervisor Murray to determine that the need to take action arose subsequent to the agenda being posted to consider approving an equity increase of 1.5% for the job classes of District Attorney Inspector (Class #0518) and Senior District Attorney Inspector (Class #0521).

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor Kinsey

#### Urgency Item - Closed Session

Mr. Hymel advised that County Counsel has requested a closed session item be added to the agenda for a conference with legal counsel regarding anticipated litigation.

M/s Supervisor Murray - Supervisor McGlashan to determine that the need to take action arose subsequent to the agenda being posted and to add a closed session item for a conference regarding anticipated litigation pursuant to California Government Code Section 54956.9(b)(1). Number of potential cases: undetermined.

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor Kinsey

#### [15. Hearing: Consideration of Marin Sanitary Service's requested 2.3% rate increase, effective February 1, 2006, for refuse collection in Central Marin Franchise areas 1, 2, 3, 4, 5 and 6.](#)

By letter dated January 24, 2006, Deputy Public Works Director Jeff Rawles submitted his 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 McGlashan - Supervisor Murray to authorize President to execute eleventh amendment to the agreement with Marin Sanitary Service reflecting the requested 2.3% rate increase.

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Murray; Supervisor Brown

ABSENT: Supervisor Kinsey

## 7. Open time

### Zero Waste Management

Two representatives from No Wetlands Landfill Expansion commented on zero waste management programs in other communities and requested that the Board agendaize a discussion to form a local task force under AB 939 to move the County toward zero waste policies.

Supervisor McGlashan commented that the Sausalito Waste and Recycling Commission could serve as a task force model. Supervisor Brown noted that the Marin County 939 Task Force established when AB 939 initially passed was a model in the State at the time.  
(Supervisor Brown absent at 11:09 a.m.)

### Election Integrity

Several speakers urged the Board to take steps to insure election integrity, to review costs charged for a ballot recount, to direct a hand recount of Fairfax absentee ballots, to agendaize discussion of election integrity for the next Board of Supervisors' meeting, and to hold a workshop to address voter concerns.

(Supervisor Kinsey returned at 11:12 a.m.)

### Closed Session Items 19a and 19b

A representative of the Marin Network of Community Mental Health Clients expressed concern regarding Mental Health Services Act ("MHSA") funds being spent to purchase buildings without client involvement and referred to in Closed Session Items 19a and 19b.

(Supervisor Brown returned at 11:15 a.m.)

### Global Concerns

Three members of the public addressed the Board regarding opposition to the war in Iraq and requested adoption of a resolution to repeal Public Law 107-243, Authorization for Use of Military Force Against Iraq Resolution of 2002.

## 10. Supervisor McGlashan requesting resolution commending Cindy Roby for her years of service to the Marin County Board of Supervisors.

Supervisor McGlashan read and presented the resolution to Ms. Roby, who thanked the Board and her colleagues.

M/s Supervisor McGlashan - Supervisor Murray to adopt resolution commending Cindy Roby for her years of service to the Marin County Board of Supervisors.

AYES: ALL

(Supervisor Brown absent at 11:46 a.m.)

## 8. Consent Calendar A (Items CA-1 through CA-10)

("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 McGlashan - Supervisor Kinsey to approve Consent Calendar:

CA-1. Board of Supervisors:

- a. Supervisor Murray and Sheriff Robert Doyle requesting resolutions commending the following members and agencies comprising the Criminal Justice Records Management Team: Deputy Jeff Carroll, Sergeant Tricia Seyler-Campbell, Sergeant Keith Boyd, Sergeant Brian Fay, Sergeant Dave Jeffries (Novato PD), Deputy Bob Crowley, Deputy John Roy, Assistant Communications Manager Rich Brothers, Legal Process Supervisor Alicia Brink, Legal Process Supervisor Jennifer Caramucci, Manager Polly Thune, Legal Process Specialist Louise Pagone, Legal Process Specialist Sandy Nisja, Sheriff's Service Assistant Toni Wilson (Posthumously), Jail Control Dispatcher Rozan Perry, Technology Support Analyst Azar Sebers, Deputy Andy Smith, Deputy Nina Snyder, Deputy Dave Gleason, Deputy Mike O'Neill, Deputy Toni Swafford, Deputy Steve Shawler, Deputy Rebecca Olibas, Parking Enforcement Officer Barbie Sorenson, Dispatcher Jessica Gerber, Sergeant Scott Wyatt, Officer Chris Pool (Belvedere PD), Officer Shem Gardner (Mill Valley PD), Officer Tom McKenzie, Officer Eric Riddell (Novato PD), Officer Jerry Wachowiak (Tiburon PD), Deborah Ross (Mill Valley PD), Assistant Administrative Assistant, Leslie Turner (Novato PD) Records Supervisor, Jail Control Dispatcher Christy Kolon, and Principal Systems Analyst Lynn Say.
- b. Supervisor Murray requesting resolution proclaiming January 2006 as "National Glaucoma Awareness Month".
- c. Supervisor Murray requesting resolution commending Colin Russell for his contributions to the San Rafael Chamber of Commerce.
- d. Supervisor Murray requesting adoption of Resolution No. 2006-10 approving inclusion of the proposed Spontaneous Volunteer Management Annex in the Marin County's Operational Area Emergency Operations Plan.

CA-2. Community Development Agency:

- a. Authorize President to execute Fourth Addendum to Agreement with Crawford, Multari and Clark, extending the date for completion of contract to December 31, 2007, for Countywide Plan consulting services.
- b. Authorize President to execute Second Amendment to the agreement with Bocart & Associates/GHW Collaborative, increasing the contract amount by \$207,400 for a total contract amount of \$427,664, for development of the Marin City Community Center and facilities project.
- c. Authorize President to execute Community Development Block Grant ("CDBG") amendment to Cooperation Agreement with the Marin Brain Injury Network, in the amount of \$12,680, for services to brain injury survivors.
- d. Authorize President to execute, subject to County Counsel review, the following: (1) HOME Investment Partnerships Program agreement, in the amount of \$335,000, of which \$60,000 is new funds, with the Bolinas Community Land Trust, Inc. for development of the Bolinas Garage Affordable Housing Project; and (2) subordination agreement(s) and related documents required by other sources of financing for this project.

CA-3. County Administrator:

- a. Authorize President to execute an amendment to the agreement with Beverly Prior Architects, increasing the contract by \$18,985 for a total contract amount of \$118,985 and extending the completion date to March 15, 2006, related to preparation of Feasibility Study for the development of a public safety/emergency operations building.
- b. Authorize President to execute amendment to the agreement with Patrick Faulkner, reflecting his reappointment as County Counsel.

- c. Authorize President to execute the following agreements related to the FishNet 4C Project: (i) agreement with Darcy Aston, in an amount not to exceed \$85,552, to serve as FishNet 4C Project Director; and (ii) agreement with Tyler Ledwith, in an amount not to exceed \$60,000, to provide FishNet 4C Roads Manual training.

CA-4. County Counsel:

Adopt Resolution No. 2006-11 reaffirming, readopting and ratifying actions and proceedings of the Board of Supervisors during the 2005 calendar year.

CA-5. District Attorney:

Request to accept 2004-05 Real Estate Fraud Prosecution Trust Fund Annual Report.

CA-6. Farm Advisor:

Authorize President to execute Salary Reimbursement Agreement (ANR-2006-01), in the amount of \$16,250, to reimburse the University of California for payroll and related benefit and support expenses of a staff associate to assist farmers and ranchers with business diversification that enhances profitability and environmental stewardship and strengthens the viability and long-term success of Marin agriculture.

CA-7. Health and Human Services:

NOTE: Agreements in items CA-7a - CA-7e 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 FamiliesFirst, Inc., in an amount not to exceed \$68,790, to provide day treatment, medication support and therapeutic behavior services for seriously emotionally disturbed children.
- b. Authorize President to execute multi-year agreement with Milhous Children's Services, in an amount not to exceed \$114,396, to provide intensive day treatment services for seriously emotionally disturbed children and adolescents who are Medi-Cal eligible.
- c. Authorize President to execute FY 2005-06 agreement with William Goodheart, M.D., in an amount not to exceed \$105,000, to provide psychiatric evaluation of General Assistance applicants and recipients to determine their participation in training or job search activities.
- d. Authorize President to execute FY 2005-06 agreement with Krassons, Inc., in an amount not to exceed \$30,000, to provide computer design, analysis, implementation, database and application development for the Division of Community Mental Health Services.
- e. Authorize President to execute FY 2005-06 agreement with the San Rafael School District - Bahia Vista Elementary School, in an amount not to exceed \$30,000, to develop a nutrition education and physical activity promotion plan.
- f. Authorize President to execute FY 2005-06 amendment to agreement with the Marin County Housing Authority, increasing contract by \$7,500 for a total contract amount of \$31,500, to expand outreach efforts to provide information and assistance for older residents and their families.
- g. Authorize President to execute FY 2005-06 amendment to agreement with Marin Advocates for Children, increasing the contract by \$1,000 for a total contract amount of \$50,000, to provide child abuse prevention and training.
- h. Authorize President to execute FY 2005-06 amendment to agreement with Dan Gardner, increasing contract by \$57,500 for a total contract amount of \$108,500, and extending the term of the agreement to June 30, 2006, related to budget management consulting services for the Department.

- i. Authorize President to execute FY 2005-06 agreement with the Ritter Center, increasing the contract by \$1,000 for a total contract amount of \$51,000, to provide medical evaluations in support of the General Assistance Program.

CA-8. Parks

Approve \$35,000 expenditure of Community Service Area ("CSA") 20 funds for the Ignacio Community Fuelbreak Project.

CA-9. Public Works:

- a. Authorize President to (a) execute Notice of Completion for the Gross Field Pavement and Drainage Repairs Project; and (b) approve final payment in the amount of \$3,479.25 and release retention amount of \$42,134.35, 35 days after Board action, to North Bay Construction, Inc. (Project No. CA-16710. FAA Grant Nos. 3-06-0167-10, 3-06-0167-11)
- b. Approve annual software maintenance fees, in the amount of \$53,821.21, from EMC 2 Corporation of Santa Clara, CA, for maintaining the County's document and imaging system.
- c. Authorize President to execute Lease Agreement with Patrick Scanlon of Scanlon Aviation for use of Suite H, 451 Airport Road at Gross Field.

CA-10. Treasurer-Tax Collector:

Approve request for Discharge of Accountability pursuant to Sections 2923 et seq. of the Revenue and Taxation Code for the 1999-2000 Unsecured Property Taxes.

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Kinsey; Supervisor Murray

ABSENT: Supervisor Brown

9. Consent Calendar B (Item CB-1) ("Consent Calendar B" reflects those agenda items requiring a 4/5th vote relating to budgetary matters.)

M/s Supervisor Kinsey - Supervisor McGlashan to approve Consent Calendar B, as presented.

CB-1. Health and Human Services:

Request from the Director of Health and Human Services to (a) Authorize President to execute FY 2005-06 agreement with Marin Abused Women's Services ("MAWS"), in the amount of \$71,071, to provide emergency shelter for battered women and their children; and (b) approve Transfer of Funds increasing appropriations in the County of Marin, Health and Human Services, Contract Services Miscellaneous account in the amount of \$15,000 offset by new fees received from marriage licenses and probation fines, into a Special Trust Fund under Domestic Violence legislation, SB 1246, in the amount of \$15,000. (4/5 vote)

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Kinsey; Supervisor Murray

ABSENT: Supervisor Brown

11. Request from the Department of Public Works, on behalf of Supervisors Murray and Kinsey, to adopt a resolution supporting enactment of the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 as a legislative bond or voter initiative.

By letter dated January 24, 2006, on behalf of Supervisors Cynthia Murray and Steve Kinsey, Assistant Public Works Director Saaïd Fakharzadeh submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Kinsey - Supervisor Murray to adopt Resolution No. 2006-07 supporting enactment of the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 as a legislative bond or voter initiative.

Board members commented on the need to have grant applications ready if this legislation is adopted and endorsed the inclusion of sections regarding sustainable communities and fisheries restoration in the legislation.

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Kinsey; Supervisor Murray

ABSENT: Supervisor Brown

[12. Request from the County Administrator to adopt a resolution continuing the local emergency for the County of Marin, in conformance with Government Code Section 8630.](#)

By letter dated January 24, 2006, County Administrator Matthew Hymel submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Kinsey - Supervisor Murray to adopt Resolution No. 2006-08 continuing the local emergency for the County of Marin, in conformance with Government Code Section 8630.

County Administrator Matthew Hymel spoke about County general fund money spent for storm relief efforts, reported on the progress of the request to the Federal Emergency Management Agency ("FEMA") for a declaration of emergency, and reported that the Storm Recovery Working Group will be meeting tomorrow to review communications with cities, towns and special districts and service gaps during the storm.

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Kinsey; Supervisor Murray

ABSENT: Supervisor Brown

[13. Presentation of a Progress Report from the Community Development Agency on key accomplishments in Environmental Health Services' Onsite Wastewater \(Septic\) Program.](#)

By letter dated January 24, 2006, Community Development Agency Director Alex Hinds and Environmental Health Services Chief Philip Smith submitted their report and recommendations regarding the above-captioned matter.

Mr. Hinds introduced Becky Tuden, who has worked on this program for the last four years on loan from the U.S. Environmental Protection Agency ("EPA"). Ms. Tuden briefly updated the Board on the work accomplished over the last several years and answered questions regarding public health issues.

Environmental Health Services Chief Philip Smith spoke about alternative septic systems, proposed changes to County septic regulations, and ongoing evaluation of proposed statewide regulations.



There was discussion among Board members and staff regarding septic system costs, public health safety, progress toward the use of sustainable technologies, developing a legalization program, and subsidies and low interest loan programs for low income households,

14. Request from the Department of Health and Human Services to adopt a resolution supporting the "Tobacco Tax Act of 2006", an initiative petition proposed for the November 2006 ballot.

By letter dated January 24, 2006, Health and Human Services Director Dr. Larry Meredith submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Murray - Supervisor Kinsey to adopt Resolution No. 2006-09 supporting the "Tobacco Tax Act of 2006", an initiative petition proposed for the November 2006 ballot.

Vote: Motion carried 4-0.

AYES: Supervisor McGlashan; Supervisor Adams; Supervisor Kinsey; Supervisor Murray

ABSENT: Supervisor Brown

(Supervisor Brown returned at 12:17 p.m.)

16. Human Resources Position Classification/Equity Adjustments

By letters dated January 24, 2006, Human Resources Director Laura Armor submitted her reports and recommendations regarding position classification/equity adjustments.

M/s Supervisor Murray - Supervisor Kinsey to approve the following FY 2005-06 classification studies/equity adjustments as recommended for approval by the Human Resources Director, with a revised Item C, deleted Item K, and added urgency item regarding a 1.5% equity increase for District Attorney Inspector and Senior District Attorney Inspector:

- a. Recommendation from the Department of Human Resources to approve fringe benefit increase of \$3.75 biweekly to the flat rate for non-represented employees in Bargaining Unit-Fringe Group 24-02.
- b. Request from the Department of Human Resources, effective January 29, 2006, to approve a 4.5% market equity and related salary adjustment for the classification of Safety Officer (Class #0335).
- c. Recommendation from the Department of Human Resources, effective January 29, 2006, to approve bargaining unit changes, increase personal leave hours and create three-step salary ranges for the following attorney management classifications, as detailed in revised staff report dated January 24, 2006: County Counsel, Assistant County Counsel, Public Defender, Assistant Public Defender, Assistant District Attorney, Chief Deputy Public Defender, and Chief Deputy District Attorney.
- d. Recommendation from the Department of Human Resources, effective January 29, 2006, to approve the market equity and related salary adjustments for the following classifications, as detailed in staff report dated January 24, 2006: Deputy District Attorneys I-IV, Chief Deputy District Attorney, Deputy Public Defenders I-IV, Chief Deputy Public Defender, and Child Support Attorneys I-IV.
- e. Recommendation from the Departments of Human Resources and Fire, effective January 29, 2006, to approve the following actions: (1) adopt new classification for Fire Emergency Medical Services Officer (Class #0740), adopt corresponding salary range, and assign class to Bargaining Unit-Fringe Group 07-02; (2) reclassify Position #02731 from Fire Captain Specialist (Class #0736) to Fire Emergency Medical Services Officer (Class #0740) and place incumbent at Step 4 of the proposed salary range; and (3) adopt revised classification for Fire Training Officer (Class #0742).

- f. Recommendation from the Departments of Human Resources and Health and Human Services, effective January 29, 2006, to approve the following actions: (1) reallocate Position #02915 from Long-Term Care Integration Manager (Class #1240) to Health and Human Services Policy Analyst (Class #0243); (2) reclassify incumbent and place at Step 5 of the salary range of the classification; and (3) delete the classification of Long-Term Care Integration Manager.
- g. Recommendation from the Department of Human Resources and the Marin County Free Library, effective January 29, 2006, to (1) adopt revised classification for MARINet Systems Administrator (Class #0398); and (2) approve market equity increases of 2% for Administrative Librarian classification (Class #0250) and 7% for MARINet System Administrator classification.
- h. Request from the Department of Human Resources, effective January 29, 2006, to adopt new class specification and salary range for Building Maintenance Supervisor classification (Class #1123) as detailed in staff report dated January 24, 2006.
- i. Recommendation from the Departments of Human Resources and Public Works, effective January 29, 2006, to (1) approve 8.5% market equity and related salary adjustment for the Marin County Management Employees' Association ("MCMEA") represented classifications of Building Maintenance Manager and Custodial Supervisor, as detailed in staff report dated January 29, 2006.
- j. This item was removed from the agenda.
- k. This item was removed from the agenda during the Administrator's report, Item 6.
- l. Recommendation from the Department of Human Resources and the Treasurer/Tax Collector/Public Administrator, effective January 29, 2006, to approve the following actions: (1) reclassify incumbent in Position #03035 from Deputy Public Administrator I (Class #0530) to Deputy Public Administrator II (Class #0516) and place the incumbent at Step 2 of the salary range; and (2) adopt revised class specification merging Class #0530 and Class #0516 and create an alternative staffed classification.
- m. Recommendation from the Department of Human Resources and the County Auditor-Controller, effective January 29, 2006, to approve the following: (1) adopt revised class specification for Financial Analyst (Class #0312); and (2) reassign Financial Analyst from Bargaining Unit Fringe Group 24-01 to 30-01.
- n. (Added during Administrator's Report) Request from the Director of Human Resources, effective January 29, 2006, to approve an equity increase of 1.5% for the job classes of District Attorney Inspector (Class #0518) and Senior District Attorney Inspector (Class #0521).

AYES: ALL

[17. Request from the Department of Health and Human Services, Division of Alcohol, Drug and Tobacco Programs, to approve personnel adjustments to maximize personnel resources and meet newly adopted governmental accountability standards.](#)

By letter dated January 24, 2006, Health and Human Services Director Dr. Larry Meredith submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Brown - Supervisor Murray to approve, effective February 26, 2006: (a) addition of 1.0 FTE Resource Development Administrator; and (b) deletion of 1.0 FTE Health and Human Services Planner/Evaluator.

AYES: ALL

The Board of Supervisors recessed at 12:20 p.m. to meet as the Marin County Flood Control and Water Conservation Board of Supervisors and reconvened at 12:33 p.m. All Supervisors were present.

The Board recessed at 12:34 p.m. to meet in closed session.

19. Closed Session:

The Board met in closed session at 12:45 p.m. to discuss:

- a. Conference with real property negotiators pursuant to California Government Code Section 54956.8 on the matter as follows: Real Property Address: 3110 Kerner Boulevard, San Rafael, CA (APN 009-121-03 and APN 009-121-04); Agency Negotiator: David Speer and Terry Toner; Real Property Owners/Negotiators: Lawrence Family LLC, a California LLC.; Under Negotiation: price and terms of payment.
- b. Conference with real property negotiators pursuant to California Government Code Section 54956.8 on the matter as follows: Real Property Address: 3230, 3240, 3250, 3260 and 3270 Kerner Boulevard, San Rafael, CA (APN 009-280-07); Agency Negotiator: David Speer and Terry Toner; Real Property Owners/Negotiators: Seagate SRBC Associates, LLC, a California LLC.; Under Negotiation: price and terms of payment.
- c. Conference with Legal Counsel regarding existing litigation pursuant to California Government Code Section 54956.9(a). Name of case: *County of Marin v. Martha Co.*
- d. Conference with Legal Counsel regarding anticipated litigation pursuant to California Government Code Section 54956.9(b)(1). Number of potential cases: undetermined.

The Board reconvened in open session in Room 324 A at 1:50 p.m. All Supervisors were present.

The President reported that the Board of Supervisors authorized County Counsel to execute a Waiver of Potential of Conflict of Interest to allow Fran Layton, of the law firm of Shute, Mihaly & Weinberger LLP, to represent named adjacent property owners in the Martha Company litigation.

20. Workshop: Discussion of the goals and future direction for the Library, including long-term financial and facility issues.

By letter dated January 24, 2006, Director of County Library Services Carol Starr submitted her report regarding the above-captioned matter.

Ms. Starr gave a brief presentation highlighting the Department Performance Plan Summary. Staff and Board members discussed the goals and future direction for the Library, the current financial situation with a 5-year budget forecast, facility concerns and a proposal for creating a Master Facilities Plan.

The Board adjourned at 2:50 p.m. in memory of Stuart Beal.

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PRESIDENT

ATTEST:

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CLERK