

DRAFT

REGULAR MEETING OF THE MARIN COUNTY BOARD OF SUPERVISORS HELD
TUESDAY, MARCH 20, 2007, AT 10:06 A.M.

Roll Call

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

1. BOARD OF SUPERVISORS' MATTERS

Immigration Letter

Supervisor Arnold advised that she received a copy of a letter from Senator Dianne Feinstein calling on the Immigration and Naturalization Service ("INS") to express their policy for children and families affected by immigration enforcement raids.

Novato Hero

Supervisor Arnold commented on an article in today's Marin Independent Journal regarding Bryan Cruz, a nine-year old Novato boy who saved a toddler from drowning in a hot tub. Supervisor Arnold advised that she will bring a resolution of commendation to the Board at a future meeting to honor him.

Brain Injury Awareness Month

Supervisor Arnold advised that the California Legislature has declared March as "Brain Injury Awareness Month" and spoke briefly about the differences in funding between brain injury and mental health programs.

Branson Basketball

Supervisor Brown acknowledged the Branson girls and boys basketball teams, who recently won their Northern California Division 5 titles and will be competing in the State Championships next weekend.

Vehicle Miles Traveled ("VMT")

Supervisor Brown spoke about comments from the Bay Area Air Quality Management District ("BAAQMD") in the Countywide Plan Update Draft Environmental Impact Report ("EIR") regarding mitigation measures to reduce Vehicle Miles Traveled ("VMT") growth.

Staff Acknowledgement

Supervisor McGlashan presented Certificates of Appreciation to Deputy Director of Planning Services Tom Lai, Affordable Housing Strategist Leelee Thomas and Planner Kristin Krasnove for their efforts during recent community meetings to explain the Countywide Plan update and affordable housing strategies.

Acknowledgement

Supervisor Adams expressed appreciation to retired San Francisco Battalion Fire Chief Dominic Spinetta for his recent assistance during a biking incident.

Black History Month

Supervisor Kinsey and Equal Employment Officer Jim Evans presented a copy of the book, "Rising from the Rails: Pullman Porters and the Making of the Black Middle Class" to the following winners of a recent employee contest conducted in recognition of Black History Month: Peter Cerutti, Nancy Joe French, Crandon Losee, Garland Murphy, Tammy Taylor and Teresa Taylor-King.

Mr. Evans recognized Equal Employment Specialist Patricia Maguire for her research into the prominent individuals featured on the County's website during Black History Month. Mr. Evans also announced that Cultural and Visitor Services Director Jim Farley has offered free tickets to the performance of the Soweto Gospel Choir on April 6th to each of the winners.

(Supervisor Kinsey absent at 10:20 a.m.)

2. ADMINISTRATOR'S REPORT

Agenda Modifications

County Administrator Matthew Hymel advised that there are two minor amendments to the Redevelopment Agency agenda as follows: Item 11e has a revision to Exhibit B to amend the total amount of the contract to \$27,150; and Item 11f has a revised staff letter which corrects the date reflecting the end of the contract period as June 30, 2007.

Staff Acknowledgement

Mr. Hymel acknowledged Assistant Clerk of the Board Diane Patterson, who currently serves as the Vice President of the California Clerk of the Board of Supervisors Association ("CCBSA") and was recently recognized as a Certified Clerk of the Board, a distinction bestowed on Clerks who meet rigorous standards of education, experience and leadership.

Staff Acknowledgement

Supervisor Brown acknowledged Parks and Open Space Director Sharon McNamee for her professionalism in responding to two recent issues in District 2.

Staff Acknowledgement

Supervisor Arnold echoed comments by Mr. Hymel acknowledging Diane Patterson for her efforts to support the Board of Supervisors and acknowledged Community Development Agency Director Alex Hinds for his support during a recent meeting in Bel Marin Keys.

3. OPEN TIME

Employee Medical Benefits

A County employee expressed concern regarding the increasing cost to employees for basic medical benefits.

Retiree Medical Benefits

A County employee expressed concern regarding possible cuts to retiree medical benefits.

Homelessness

A member of the public expressed concern regarding the needs of the poor and homeless and the administration of New Beginnings Center.

(Supervisor Kinsey returned at 10:27 a.m.)

Immigration

A member of the public expressed concern regarding comments made about immigration issues during last week's Board of Supervisors' meeting.

Iraq War

Two members of the public addressed the Board regarding opposition to the war in Iraq.

4. 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 Adams - Supervisor Arnold to approve Consent Calendar A, as presented.

CA-1. Assessor-Recorder:

Authorize President to execute Land Conservation Contract with the owners of 759 Hicks Valley Road (APN 125-030-02).

CA-2. Board of Supervisors

- a. Supervisor Arnold requesting resolution commending Dick Tipping upon his retirement.
- b. Supervisor Brown requesting resolution commending Jack Baker upon his retirement.
- c. Supervisor Brown requesting resolution commending Margaret Bohan upon her retirement.
- d. Supervisors Kinsey requesting resolution proclaiming April 15 - 21, 2007, as "National Library Week for Marin County."
- e. Supervisor Kinsey requesting a proclamation acknowledging "America500 Birthday", marking the 500th birthday of the geographical naming of North and South America, and endorsing the opportunity to further the understanding of the distinct origins of indigenous and immigrant Americans.

CA-3. Community Development Agency

Authorize President to execute amendment to the Community Development Block Grant ("CDBG") agreement with the Novato Unified School District, increasing the amount by \$30,000 for a total contract amount of \$34,675, for the Novato Even Start/Marin Head Start playground project at 1320 Lynwood Drive, Novato.

- CA-4. Health and Human Services
Authorize President to execute Second Amendment to agreement with Brian Waterbury, increasing the contract amount by \$25,000, for a total contract amount of \$75,500, to provide coordination and management services for the Marin Medical Reserve Corps.
- CA-5. Human Resources
Authorize President to execute agreement with Managed Health Network ("MHN"), in the amount of \$157,000, to administer the Employee Assistance Program ("EAP") for County employees and their families.
- CA-6. Information Services and Technology
Authorize President to execute agreement with Key Financial Services, in the amount of \$251,548.62, to complete the upgrade of the Marin Institutional Network ("MIDAS INET").
- CA-7. Parks and Open Space
Request to approve plans and specifications and direct Clerk to advertise for bids for the Miller Boat Launch Renovation Project
- CA-8. Public Works
- a. Authorize President to execute Certificate of Acceptance of Grant of Interest in Real Property from Sheila Nielsen, Trustee, for an easement deed over a portion of a public pedestrian bridge at Three Grove Park in Mill Valley. (APN 047-112-52)
 - b. Approve temporary closure of Redwood Drive in Woodacre, between Park Street and Fern Avenue, on Wednesday, March 28, 2007, from 8:00 a.m. to 6:00 p.m., to stage a crane.
 - c. Approve temporary closure of B Street, between 5th and 6th Streets, in Point Reyes Station on Sunday, April 22, 2007, from 7:00 a.m. to 6:00 p.m., for the annual "Waste Free Now Recycle Circus."
 - d. Request to approve plans and specifications and direct Clerk to advertise for bids for the North San Pedro Road Overhead to Underground Service Conversion Garden Ave. to La Pasada Project. (Project No. ECMCLD)
 - e. Approve annual maintenance fees for software licensing for the County's IBM mainframe computer, from Computer Associates International, Inc., of Islandia, NY, in the amount of \$151,177.88, for the Marin County Information Services and Technology Department.
 - f. Approve award of Invitation For Bid ("IFB") #2462 for the purchase of a Traffic Collision Database System, from Crossroads Software, Inc. of Brea, CA, in the amount of \$31,976.09, for the Marin County Department of Public Works Traffic Engineering Division.

- g. Authorize President to execute First Amendment to agreement with Swinerton Management and Consulting, increasing the contract by \$24,900 for a total contract amount of \$210,440, for construction management services for the new Throckmorton Ridge Fire Station. (Project No. CAP-90282)
- h. Approve single source purchase of twelve portable radios and associated hardware from Motorola of Rohnert Park, CA, in the amount of \$45,208.45, for the Marin County Fire Department.
- i. Approve renewal of single source contract, for a two-year term with the possibility of a third-year extension, with Sprint Courier Services, Inc. of Santa Rosa, CA, in the monthly amount of \$9,350 for inter-library deliveries; and approve payment in the amount of \$28,050 for April, May and June, 2007.
- j. Request to adopt Resolution No. 2007-36 approving the recordation of the Subdivision Map and authorizing execution of the Subdivision Improvement Agreement for the Arbor Subdivision, located off North San Pedro Road.

CA-9. Registrar of Voters

Approve the Certification by the County Clerk of the results of the March 6, 2007, Special Election.

CA-10. Treasurer

Request to (a) authorize President to execute agreement with Arnerich Massena & Associates, Inc., in the amount of \$44,000, for investment management oversight services; and (b) approve the 457 Deferred Compensation Plan Statement of Investment Policies and Guidelines.

AYES: ALL

5. CONSENT CALENDAR B (ITEMS CB-1 THROUGH CB-3)
("CONSENT CALENDAR B" REFLECTS THOSE AGENDA ITEMS REQUIRING FOUR AFFIRMATIVE VOTES RELATING TO BUDGETARY MATTERS)

M/s Supervisor Adams - Supervisor Arnold to approve Consent Calendar B, as presented.

CB-1. Fire

Request to accept an Office of Traffic Safety ("OTS") grant, in the amount of \$103,973, to purchase state of the art extrication equipment as detailed in staff report dated March 13, 2007.

CB-2. Health and Human Services

- a. Request to (i) accept \$10,000 donation from Marin General Hospital to support the Women, Infants, and Children's ("WIC") program to support Breastfeeding Peer Counseling efforts; and (ii) approve related budget actions as detailed in staff report dated March 20, 2007.

- b. Request to (i) accept \$7,788 donation from Delta Dental to purchase dental supplies for two projects focusing on oral health care for low-income pregnant women and low-income seniors; and (ii) approve related budget actions as detailed in staff report dated March 20, 2007.

CB-3. Probation

- a. Request to (i) authorize President to execute FY 2006-07 grant agreement with the Marin Community Foundation, accepting \$63,026 grant award to provide funding for the Mediation Services Unit; and (ii) approve budget actions as detailed in staff report dated March 20, 2007.
- b. Request to (i) accept Title II grant funds from the State Corrections Standards Authority, in the amount of \$498,690, to fund the "Substance Abuse Treatment for High Risk Youth" initiative; and (ii) approve related budget actions as detailed in staff report dated March 20, 2007.

AYES: ALL

6. REPORT FROM THE FRIENDS OF MARIN CENTER ON EFFORTS TOWARDS FUNDING SPECIFIC IMPROVEMENTS AT THE MARIN CENTER

By letter dated March 20, 2007, Cultural and Visitor Services Director Jim Farley submitted his report regarding the above-captioned matter. Mr. Farley acknowledged the Friends of the Marin Center for their community outreach and fundraising activities throughout the year and introduced Henry Moody, a member of the Friends of the Marin Center Board and of the Marin Center Renaissance Partnership.

Mr. Moody briefly spoke about the activities and goals of the Friends of Marin Center, presented a \$50,000 gift on behalf of the organization, and introduced several of their members.

Supervisors expressed appreciation for the efforts of the Friends of Marin Center on behalf of cultural services in Marin County.

7. REPORT: "REINVENTING THE COMMUNITY DEVELOPMENT AGENCY - A STRATEGIC ASSESSMENT AND BLUEPRINT FOR CHANGE"

By letter dated March 20, 2007, Community Development Agency Director Alex Hinds and Assistant Director Brian Crawford submitted their report and recommendations regarding the above-captioned matter.

(Supervisor Brown absent at 10:44 a.m.)

Mr. Hinds briefly introduced the report and acknowledged Supervisors Kinsey and Adams, former Supervisor Murray, County Administrator Matthew Hymel, Deputy County Administrator Clarissa Daniel and Brian Crawford for their contributions to the process.

Mr. Crawford briefly summarized the background and origins of the assessment, the review process, the preliminary report, and the final report. Mr. Crawford noted that the Board's acceptance of this report would signify the Board's approval of the overall direction but would not commit the Board to approving individual recommendations.

(Supervisor Brown returned at 10:58 a.m.)

Board members acknowledged the efforts of everyone involved in this process, expressed support for staff's recommendations, and suggested that cost benefit information be added to the recommendation for a new permit tracking system.

County Administrator Matthew Hymel clarified that requests for expenditure of funds associated with the report would be reviewed as part of the 2007-08 budget process.

In response to questions from Supervisor Kinsey, Mr. Hinds advised that the report proposes that the Federal Grants, Redevelopment and Affordable Housing programs would all report to the Community Development Coordinator.

M/s Supervisor Adams - Supervisor Arnold to approve the Community Development Agency ("CDA") Strategic Assessment Report "Reinventing the Community Development Agency."

AYES: ALL

(Supervisor McGlashan absent at 11:16 a.m.)

8. REQUEST PRESIDENT TO EXECUTE AGREEMENT WITH THE MARIN COUNTY OFFICE OF EDUCATION ("MCOE") APPROVING THEIR CONSTRUCTION OF NEW CLASSROOMS AT THE COUNTY'S ROTARY VALLEY SITE

By letter dated March 20, 2007, Facilities Planning and Development Manager David Speer submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Adams - Supervisor Brown to authorize President to execute an Agreement with the Marin County Office of Education ("MCOE") approving the construction of new classrooms at the County's Rotary Valley site adjacent to the County's Juvenile Hall.

Supervisor Adams acknowledged staff for including a provision to explore the possibility of County use of the print shop and storage buildings in the future.

Mr. Speer thanked County Counsel Patrick Faulkner and Chief Deputy County Counsel Jim Flageollet for their assistance.

Thereafter, the vote on the pending motion was

Vote: Motion carried 4-0

AYES: Supervisor Arnold, Supervisor Brown, Supervisor Adams, Supervisor Kinsey.

ABSENT: Supervisor McGlashan

9. PERSONNEL ACTIONS

- a. Request from the Auditor-Controller to approve the addition of 1.0 FTE Senior Accountant to respond to increased budget administration complexity and workload.

By letter dated March 20, 2007, Auditor-Controller Richard Arrow submitted his report and recommendations regarding the above-captioned matter.

- b. Request to add four new positions to the MERIT project team

By letter dated March 20, 2007, Information Services & Technology Director David Hill submitted his report and recommendations regarding the above-captioned matter.

M/s Supervisor Brown - Supervisor Arnold to approve: (a) the addition of 1.0 FTE Senior Accountant, effective April 8, 2007, to respond to increased budget administration complexity and workload; and (b) four new positions, effective March 25, 2007, to support Phases I and II of the Marin Enterprise Resource Integration Technology ("MERIT") project, as detailed in staff report dated March 20, 2007.

(Supervisor McGlashan present at 11:19 a.m.)

County Administrator Matthew Hymel responded to a question from Supervisor Adams regarding the increased complexity and workload of budget administration under the Marin Enterprise Resource Integration Technology ("MERIT") Project.

Thereafter, the vote on the pending motion was

AYES: ALL

10. APPOINTMENTS

- a. Alcohol & Drug Advisory Board

Two At-Large vacancies. Applications have been received from Pamela Lichtenwalner and John Neville and the Advisory Board's Executive Committee has recommended their appointments

M/s Supervisor Adams - Supervisor Arnold to appoint Pamela Lichtenwalner and John Neville.

AYES: ALL

- b. Children and Families Commission (First 5 Marin)

Scheduled appointment for April 17, 2007, for one At-Large term expiration (Regina Archer, incumbent).

- c. Commission on Aging

Scheduled appointment for April 10, 2007, for one vacancy representing District 1 due to the resignation of Mary Bailor.

The Board met as the Marin County Redevelopment Agency Board of Commissioners at 11:21 a.m. and reconvened as the Board of Supervisors at 11:23 a.m.

The Board recessed at 11:24 a.m. to meet in closed session.

12. CLOSED SESSION

The Board met in closed session at 12:00 p.m. to discuss the following:

- a. Conference with legal counsel regarding existing litigation pursuant to California Government Code Section 54956.9(a). Name of case: County of Marin v. San Rafael Rock Quarry. Marin County Superior Court, Case No. CV 014602.
- b. Instructions to labor negotiator (Human Resources Director) regarding all bargaining units pursuant to Government Code Section 54957.6.

The Board reconvened in open session at 2:10 p.m. All Supervisors were present.

The President reported that the Board met in closed session and advised that there was no announcement at this time.

The Board adjourned at 2:11 p.m.

SINE DIE

PRESIDENT

ATTEST:

CLERK