AGENDA FOR
MARIN COUNTY BOARD OF SUPERVISORS

Agenda items will be heard at the time specified or later, depending on the progress of the meeting. The Marin County Board of Supervisors encourages a respectful dialogue that supports freedom of speech and values diversity of opinion. The Board, staff, and the public are expected to be polite and courteous, and refrain from questioning the character or motives of others. Please help create an atmosphere of respect by not booing, whistling, or clapping, by adhering to speaking time limits, and by silencing your cell phone.

AGENDA

Tuesday, September 24, 2019
Board of Supervisors Chambers, Room 330, Civic Center

9:00 a.m. Convene as the Marin County Board of Supervisors

1. Board of Supervisors’ matters.

2. Administrator’s report.

3. Consent Calendar A (Items CA-1 through CA-7)
("Consent Calendar A" reflects those agenda items that have prior policy approval from the Board. The detail of Consent Calendar agenda items can be found following agenda item 16.)

4. Consent Calendar B (Items CB-1 through CB-5)
("Consent Calendar B" reflects those agenda items requiring 4/5 vote of available members relating to budgetary matters. The detail of Consent Calendar agenda items can be found following agenda item 16.)

5. Open time for public expression, up to three minutes per speaker, on items not on the Board of Supervisors’ agenda. (While members of the public are welcome to address the Board, under the Brown Act, Board members may not deliberate or take action on items not on the agenda, and generally may only listen.)

6. Request from Supervisor Sears to adopt resolution recognizing the Friends of the Marin County Free Library on their 50th Anniversary.

6 - RESOLUTION

7. Request from Supervisor Arnold to adopt resolution proclaiming the week of September 23-27, 2019, as “Fall Prevention Awareness Week.”

7 - RESOLUTION

8. Request from Supervisor Sears to adopt resolution proclaiming September as “Hunger Action Month.”

8 - RESOLUTION
9. Request from Supervisors Rice and Arnold to recognize Peter Breen and A. Gerald Peters for their years of service representing Marin County on the North Coast Railroad Authority ("NCRA") Board.

10. Report from the County Administrator on the Marin Wildfire Prevention Authority and Parcel Tax Initiative.

**Recommended actions: (a) Adopt resolution authorizing the County's participation in the Joint Exercise of Powers Agreement ("JPA") to form and participate in the Marin Wildfire Prevention Authority; (b) direct staff to seek approval of JPA from all fire responsible agencies; and (c) in November, consider placing Parcel Tax on the March 2020 ballot.**

10 - REVISED STAFF REPORT  
10 - REVISED AGREEMENT  
10 - DRAFT RESOLUTION  
10 - PRESENTATION

11. Request from Human Resources to approve tentative agreement with the Marin County Deputy Sheriffs' Association ("DSA") for a successor 3-year collective bargaining agreement.

**Recommended action: Approve.**

11 - STAFF REPORT  
11 - ATTACHMENT

10:00 a.m.

12. Hearing: Consideration of an application by the Murray Park Sewer Maintenance District requesting the Marin Local Agency Formation Commission ("LAFCo") to initiate proceedings for reorganization of territory.

**Recommended actions: (a) Conduct public hearing and consider any protests; (b) adopt Resolution of Application requesting Marin LAFCo to initiate proceedings for reorganization of territory; and (c) authorize President to execute agreement for revenue fund balance transfer to the Ross Valley Sanitary District.**

12 - STAFF REPORT  
12 - AGREEMENT  
12 - PRESENTATION  
12 - DRAFT RESOLUTION

13. First reading: Proposed updated Green Building Ordinance amending Marin County Code Title 19 (Building Code), for compliance with the State Building Code and to make targeted updates to better achieve the County's environmental goals and ensure that requirements are easy to understand and implement.

**Recommended actions: Conduct first reading and schedule merit hearing for 10:30 a.m. on October 8, 2019.**

13 - STAFF REPORT  
13 - DRAFT ORDINANCE  
13 - ATTACHMENT  
13 - PRESENTATION
10:30 a.m.
14. Hearing: Ordinance amending Marin County Code Chapter 10.05 to revise vehicle and traffic regulations regarding use of bicycles and electric bicycles within Marin County Park properties and on County multi-use pathways; and amending Chapter 13.24 to update bicycle use policies on public rights-of-way.

**Recommended actions:** Conduct merit reading and consider adopting ordinance.

14 - STAFF REPORT
14 - DRAFT ORDINANCE
14 - ATTACHMENT
14 - PRESENTATION

15. Request from the County Administrator to receive status report regarding the Administrative Technologies of Marin ("ATOM") project implementation.

**Recommended action:** Approve actions as detailed in staff report dated September 24, 2019.

15 - STAFF REPORT
15 - PRESENTATION

12:00 p.m.
16. Closed Session:
   a. Conference with legal counsel regarding existing litigation pursuant to California Government Code Section 54956.9(d)(1). Name of Case: County of Marin v. David L. Hoffman et al., Marin County Superior Court, Case No. CIV 1502647.

   16a - STAFF REPORT

   b. Conference with legal counsel regarding existing litigation pursuant to California Government Code Section 54956.9(d)(1). Name of Case: County of Marin vs. Chevron Corp., et al. U.S. Court of Appeals for the Ninth Circuit, Case No. 18-15503.

   16b - STAFF REPORT

**Reconvene in Open Session**
Announcement from Closed Session.

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**BOARD OF SUPERVISORS’ CONSENT CALENDAR A**
(Items CA-1 through CA-7)
("Consent Calendar A" reflects those agenda items that are routine in nature and/or consistent with past policy direction and will be considered under Agenda Item #3. All matters listed on the consent calendar will be acted upon by a single vote of the Board unless Board members or the public request specific items be discussed and/or removed from the Consent Calendar for separate consideration.)

CA-1 Board of Supervisors:
   a. Request for In Memoriam adjournments as requested by Board Members during Board of Supervisors' matters.
b. Appointments: Request to schedule the following appointment for November 5, 2019:
   Child Care Commission
   One vacancy for a Marin County Superintendent of Schools Consumer representative
   due to the resignation of Nam Ju Han.

CA-2 County Administrator:
Authorize President to execute an agreement with TLCD Architecture, in the amount of
$184,271, for architectural, engineering, and cost estimating services for the General
Services Administration building.

CA2 - STAFF REPORT
CA2 - AGREEMENT

CA-3 Health and Human Services:
NOTE: Agreement in item CA-3 is a renewal of an existing agreement that was
included in and funded in the FY 2019-20 budget.
Authorize President to execute FY 2019-20 agreement with Performing Stars, in an amount
not to exceed $80,000, for prevention and early intervention school age programs in the
Sausalito-Marin City School District.

CA3 - STAFF REPORT
CA3 - AGREEMENT

CA-4 Human Resources:
a. Request to approve pilot Employee Housing Assistance Program as detailed in staff

CA4a - STAFF REPORT
CA4a - ATTACHMENT

b. Notice of a tentative agreement with the Marin County Fire Department Fire Fighters’
   Association for a successor 3-year collective bargaining agreement. (Approval to
   authorize agreement will be sought at the October 8, 2019, Board of Supervisors’
   meeting.)

CA4b - STAFF REPORT
CA4b - ATTACHMENT

CA-5 Parks:
Request to accept donation in the amount of $12,400 from Alexandra Bizani to install a fully
accessible, dog-friendly drinking fountain with a bottle filler, replacing an aged, inaccessible
drinking fountain, at Lagoon Park, as detailed in staff report dated September 24, 2019.

CA5 - STAFF REPORT

CA-6 Public Works:
a. Request to approve temporary closure of North San Pedro Road on Saturday, October
   19, 2019, and Sunday, October 20, 2019, for the Marin County Half Triathlon, as
detailed in staff report dated September 24, 2019.

CA6a - STAFF REPORT
b. Authorize President to execute agreement with Anchor QEA, in the amount of $138,917, for hydraulic study to evaluate the relocation of Lower Coyote Creek into Bothin Marsh as part of the CalTrans SB1 Grant.

CA6b - STAFF REPORT
CA6b - AGREEMENT

CA-7 Sheriff:
Authorize President to execute five-year agreement with NMS Labs Inc., in an amount not to exceed $160,000 over the five (5) year contract period, for forensic toxicology testing services, as detailed in staff report dated September 24, 2019.

CA7 - STAFF REPORT
CA7 - AGREEMENT

BOARD OF SUPERVISORS' CONSENT CALENDAR B
(Items CB-1 through CB-5)
("Consent Calendar B" reflects those agenda items requiring 4/5 vote of available members relating to budgetary matters.)

CB-1 Community Development Agency:
a. Request to (i) authorize President to execute agreement with R3 Consulting Group, Inc., in the amount of $99,775, to provide support and assistance in amending the existing polystyrene ordinance to phase out single-use plastic food service products at retail food establishments, and the implementation of the Single Use Plastic Reduction Program; and (ii) approve related budget actions as detailed in staff report dated September 24, 2019.

CB1a - REVISED STAFF REPORT
CB1a - AGREEMENT

b. Request to (i) authorize President to execute amendment to agreement with Natural Systems Utilities-CA, Inc., increasing the contract amount by $88,000, for a total contract amount not to exceed $133,600 and extending the term of the contract to October 31, 2021, to operate, monitor, and maintain the Marshall Community Wastewater System; and (ii) approve related budget actions as detailed in staff report dated September 24, 2019.

CB1b - STAFF REPORT
CB1b - AGREEMENT

CB-2 County Administrator:
Request to approve monthly budget adjustments as detailed in staff report dated September 24, 2019.

CB2 - STAFF REPORT
CB2 - ATTACHMENT
CB-3 Fire:
Request to approve the following actions related to acceptance of a Traffic Safety Grant: (a) accept $80,000 in funding from the State of California - Office of Traffic Safety, for vehicle extrication tools; (b) authorize purchase order with vendor FS3, in an amount not to exceed $190,000; and (c) approve related budget actions as detailed in staff report dated September 24, 2019.

CB3 - STAFF REPORT
CB3 - AGREEMENT

CB-4 Parks:
Request to approve the addition of a 1.0 FTE Principal Planner in the Natural Resources Program, to accommodate ongoing responsibilities related to projects.

CB4 - STAFF REPORT

CB-5 Probation:
Request to approve the following actions related to acceptance of a Traffic Safety Grant: (a) accept $158,061 in funding from the State of California - Office of Traffic Safety; (b) effective October 7, 2019, add 1.0 FTE Deputy Probation Officer to provide for the implementation of enhanced caseload supervision of driving under the influence ("DUI") offenders; and (c) approve related budget actions as detailed in staff report dated September 24, 2019.

CB5 - STAFF REPORT