

MARIN COUNTY COUNCIL OF MAYORS AND COUNCILMEMBERS

DRAFT

MINUTES

Wednesday, April 24, 2019

Hosted by the Town of Corte Madera

The Corte Madera Community Center ~ 498 Tamalpais Drive, Corte Madera, CA 94925

Members Present

- Belvedere: Kemnitzer, McAuliffe
- Corte Madera: Andrews, Bailey, Beckman, Kunhardt, Ravasio
- Fairfax: Coler, Goddard, Reed
- Larkspur: Chu, Haroff, Morrison
- Mill Valley: McEntee, Moulton-Peters, Wickham
- Novato: Drew, Eklund, Lucan
- Ross: Brekhus, Kuhl, Robbins
- San Anselmo: Brown, Colbert, Coleman
- San Rafael: McCullough, Phillips
- Sausalito: Burns, Cleveland-Knowles, Cox, Hoffman, Withy
- Tiburon: Fredericks

Ex Officio: Corte Madera Town Manager Todd Cusimano; Larkspur City Manager Dan Schwarz; Mill Valley City Manager Jim McCann; Ross Town Manager Joe Chinn; San Anselmo Town Manager Dave Donery; San Rafael City Manager Jim Schutz; MCCMC Secretary Rebecca Vaughn

Guests were: Supervisor Katie Rice; Supervisor Dennis Rodoni, Lorenzo Cordova, Aide to Supervisor Rodoni; Joan Lubamersky, Field Representative for Assemblymember Marc Levine

Call to Order

President Ray Withy called the meeting to order at 7:05p.m., welcomed everyone to the joint meeting of the Marin County Council of Mayors and Councilmembers and Marin Community United, for April 24, 2019 and then called for public comment.

Public Comment

1. Supervisor Katie Rice – Supervisor Rice spoke about the May 4th fire forum, which is an opportunity for fire officials and fire professionals to update the County’s residents and community leaders about work being done on wildfire prevention and emergency preparedness. They will also point to areas where our fire professionals think we need to go next, in terms of wildfire prevention. She asked that cities help publicize the forum in order to get as many residents there as possible. There will also be useful information and resources available for attendees, such as defensible space landscaping, home hardening, etc.

She then spoke about Marin Ready Together, which had its first meeting last month. The Marin Ready Together group will pick back up after the May 4th meeting. She is looking forward to working with community leaders from across the county, the fire districts and the schools as well, to do as much as we can together to promote fire prevention emergency preparedness and get Marin County ready for the decades to come in this new climate.

2. Stephanie Moulton-Peters, Mill Valley Council – Councilmember Moulton-Peters spoke about the Family Wellness Festival being held this coming weekend in Mill Valley. It is about wellness for children and for teens, how to avoid drugs, how to eat healthy, and how to have a great family life. She invited everyone to attend.

1 3. David Coury – Mr. Coury spoke about Fair Housing, and the bumper crop of new state  
2 legislation, with more legislation being introduced this year. He spoke about AB 686, which  
3 basically brings fair housing to California, no longer tying it to federal funds. He stated that the  
4 county can no longer take responsibility for assuring fair housing on part of the cities. Every  
5 jurisdiction in California, which includes the housing authorities, has a duty to affirmatively  
6 further fair housing which extends to all the public agencies, activities, and programs relating to  
7 Housing and Community Development.  
8

9 He announced that there will be an informational meeting for the public on Sunday, June 2 in  
10 San Rafael on Fair Housing in California – AB686. It is being held on the Sunday so that the  
11 community can attend, as well. He invited all elected officials to attend, and to send their city  
12 staff and encourage the community to attend.  
13

14 Seeing no more public comment, President Withy then introduced Corte Madera Mayor Bob Ravasio.  
15

### 16 **Welcome and Introduction of Guests**

17 Mayor Ravasio welcomed everyone to the Town of Corte Madera and provided some highlights about  
18 Corte Madera's history. He stated that Corte Madera is known for our volunteer spirit in this town and  
19 it is really an important part of Corte Madera's community, and spoke about some of the Town's  
20 volunteer groups, including the Lions Club and the Beautification Committee.  
21

22 He introduced members of the Town Council: Vice Mayor Jim Andrews, and Councilmembers Sloan  
23 Bailey, Eli Beckman and David Kunhardt. And Town Staff: Town Manager Todd Cusimano, Public  
24 Works Director Peter Brown, Finance Director Daria Carrillo, Planning and Building Director Adam  
25 Wolff, Parks and Recreation Director Mario Fiorentini, Police Chief Mike Norton, Fire Marshal Ruben  
26 Martin, Town Attorney Teresa Stricker, Administrative Analyst Lorena Barrera, and Town Clerk  
27 Rebecca Vaughn. He thanked all the volunteers from the Lions Club for helping out at the bar tonight,  
28 and Jacqueline Schwartz and her staff from R.S.V.P. Catering. He also introduced special guests  
29 Dennis Rodoni Board of Supervisors District 4, Katie Rice, Board of Supervisors District 2. Joan  
30 Lubamerski, Field Representative for Assembly Member Marc Levine, and Louise Renne, the former  
31 San Francisco City Attorney, and the founding partner of Renne Public Law Group.  
32

33 He then introduced Mary Jane Burke, the Superintendent of Marin County Schools to speak about  
34 Marin Community United. She thanked MCCMC for this opportunity, and explained that the two groups  
35 have a lot in common, including the 40,000 students that we serve in our schools, and their families  
36 and their relatives. And the opportunity for both groups to come together on behalf of common interests  
37 can make all the difference not just for the students, but for the vibrancy of the entire community. She  
38 thanked Mayor Ravasio for helping organize this evening and the discussion on the important issue of  
39 vaping. And she thanked MCCMC President Ray Withy for his leadership.  
40

41 Tiburon Councilmember Alice Fredericks then spoke about the history of Marin Community United. She  
42 stated that since 1992, every time there was a problem with the state budget, the legislators would start  
43 shifting money from one fund to the other, either to protect the general fund or to make restricted funds  
44 more available. Back in the early 2000's, recognizing the potential risks to school revenues, Marin  
45 Office of Education, and their joint legislative action committee joined the Marin County Council of  
46 Mayors and Council Members Legislative Committee to support the 2004 Local Taxpayers and Public  
47 Safety Act proposition 1A, which passed in 2004. At that time, they decided to name the group Marin  
48 Community United, and they came together to address issues that jointly affect constituencies that both  
49 the electives of the school districts, and of the cities, serve.  
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51 Once dinner service was underway, President Withy called on Mayor Ravasio to introduce the  
52 panelists.  
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#### 4. Presentation:

Vaping and Our Children:

A Call to Action for Schools, Local Government and Community Partners

Panel Discussion and Q&A

Moderator: Bob Ravasio – Mayor, Town of Corte Madera

Panelists: Dr. Neal Benowitz, UCSF School of Medicine:

*Vaping: What it is and what are the health implications for our children*

Jasmine Gerraty - Marin County Health Department: Education and Prevention

*Much being done and much more to do*

Dennis Rodoni – Marin County Supervisor, District 4:

*Local Action*

13 The panel discussion was video-recorded and is available to view via the following link:  
14 <https://youtu.be/2UqoCyaxvYI>

15 Mayor Ravasio introduced the panel and thanked Mary Jane Burke and Ken Lippi from Marin  
16 County Schools, and Tiburon Councilmember Alice Fredericks, who helped put it together.  
17 This topic was chosen because we think it is a hot topic for both towns and schools right  
18 now. He explained that he has a lot of experience with this, not just with the town, but also as  
19 the co-chairman of the Coalition Connection with John Wright. The Coalition has been  
20 learning about vaping quite a bit for the past couple of years and realized what a huge issue  
21 it is becoming. Vaping is defined as any electronic nicotine or cannabis delivery system, and  
22 it is becoming very popular among youth. According to the California Healthy Kid Survey,  
23 from 2016 to 2018, usage doubled. 47 percent of 11th graders have said they have vaped in  
24 Marin County. 28 percent said they are current users of e-cigarettes and other vaping  
25 devices, and 34 percent of ninth graders said they have used e-cigarettes and vaping  
26 devices. The goal for the panel is to bring this to life for you and let you know how we may be  
27 able to do something about it. Vaping is big business. Juul is a major manufacturer of these  
28 items. Altria, who we know better as Philip Morris, invested \$12.8 billion dollars into Juul in  
29 December of last year; that was for 30 percent of the company. So that puts the market value  
30 of Juul, at a higher valuation than Ford Motor Company. So there is big money, and big  
31 business is driving this issue. We also think vaping is a public health issue, and that is how  
32 we chose it for this evening's topic. We think the people in this room tonight are uniquely  
33 positioned to do something about it.

34 He then introduced the panelists:

35 Neal Benowitz: an emeritus Professor of Medicine and Bioengineering and Therapeutic  
36 Sciences at UCSF. His research is focused on human pharmacology and toxicology of  
37 nicotine. He was the scientific editor of the 1988 Surgeon General Report on Smoking and  
38 Health. He was the section editor of the 2010 Surgeon General's Report on how tobacco  
39 smoke causes disease. He has received many other awards, too numerous to mention, but  
40 including the 2002 UCSF Annual Distinguished Clinical Research Lecturer.

41 Jasmine Gerraty: is the Bay Area Community Resources Youth Tobacco Prevention  
42 Coordinator. She also works with Coalition Connection as an Assistant Project Coordinator.  
43 She's 24 years old, and understands young people and has done a lot of online market  
44 research and is really going to help tell us what is going on at the schools right now.

1 Dennis Rodoni: is a Marin County Supervisor, representing District 4. He is tremendously  
2 involved and is part of the effort by the Board of Supervisors to ban flavored tobacco and  
3 nicotine products.

4 Dr. Benowitz spoke about how e-cigarettes came about. He explained that, with the  
5 imperative of getting smokers to quit smoking, a lot of medications were developed, and the  
6 mainstay has been nicotine medications like patches, gums, etc. They were effective, but not  
7 very effective because they don't deliver nicotine in the same way as a cigarette does. So  
8 approximately 30 years ago the idea was raised, could we get a clean product that could give  
9 nicotine that was satisfying, would people stop smoking. He noted that, although the main  
10 harm from cigarettes is the combustion products, basically the tar, the nicotine is not  
11 harmless.

12  
13 He further explained that a pharmacist in China developed the first e-cigarette in 2000, as a  
14 new nicotine medication. From that point, there has been an explosion in terms of devices.  
15 He described the four generations of devices:

- 16 1. Vuse: it looks like a silver cigarette. Basically, one would inhale from one end and  
17 disinhale and then get vapor. It delivered very little nicotine, so if you wanted more  
18 nicotine then you needed to get a device with a bigger battery.
- 19 2. The second generation was a tank which has a bigger battery and then a chamber. It  
20 has a button that you push. The bigger battery allowed the core to get hotter and could  
21 generate more aerosol.
- 22 3. The third generation, Mod, has a huge battery. It counts your puffs, there is a  
23 computer on it, and it can generate phenomenal output, larger aerosol. You use very  
24 low nicotine concentrations because they get so much aerosol.
- 25 4. The fourth generation is the Juul, which is back to a very small device with a very  
26 small battery. The bottom part is just the battery and the top part is a chamber which  
27 has a coil which heats up and has the e-liquid. The difference is, and this is important  
28 for the Juul, is that these earlier devices used nicotine in what is called a base form,  
29 so it is kind of harsh, like smoking a cigarette. Juul was the first device to use a  
30 nicotine salt, which is based on a low pH. So someone who's not familiar with smoking  
31 a cigarette can actually pick up a Juul and inhale it pretty easily without the harshness  
32 that you'd get from the second device.

33 In terms of health effects, Dr. Benowitz stated that there are two main concerns. With regard  
34 to youth, is there any physical injury? Kids have shown that they get sore throats, they have  
35 a cough, and if they have asthma, it makes asthma worse. So there's clearly some  
36 respiratory issues from e-cigarettes themselves. In terms of heart disease, those are  
37 concerns for the long-term use in adults and we just don't know if there's any out there at all  
38 yet. There are nicotine effects, in that nicotine itself suppresses immune function and in  
39 animals, has been shown to increase the risk of infection. The biggest worry about kids  
40 though is addiction, because it's clear that if you take a lot of nicotine you can become  
41 addicted and addiction, in my words, is the very loss of control of drug use. So it means that  
42 when you want to stop using it, you can't.

43 35 percent of kids have used e-cigarettes in the past month. He does not know how many  
44 are truly addicted by his definition, but at least 20% are using it one of ten days per month,  
45 and some are using it every day and can't stop using it. So the fact that there's an addiction

1 present is pretty clear, he does not know what percentage of kids are addicted a month, and  
2 that is big research question.

3 The second question is whether it's lifelong, we don't want kids to become addicted lifelong,  
4 and is a big area of his current research. He would tell kids that e-cigarettes are not  
5 harmless, and that they can result in nicotine addiction which can be hard to stop. He  
6 concluded by stating that nicotine in adolescent animals has been shown to impair  
7 maturation of the brain. So the frontal cortex is the part of the brain that has developed an  
8 executive function, decision-making, impulse control, and in the rats that we give nicotine to,  
9 it impairs maturation. With humans, the brain doesn't mature until age 25. We don't have  
10 data on humans about what this means for humans, but we have strong animal data. The  
11 last thing that we want is for kids to have less impulse control and less executive function.

12 Jasmine Gerraty:

13 Ms. Gerraty spoke about what is happening locally and in Marin County specifically. It is  
14 important to think about this at a macro level, and at a federal level we see that it has been  
15 deemed an epidemic by the surgeon general. Vaping is an epidemic, not only in our county,  
16 but it is a national epidemic. There is a survey that goes out every year that studies the rates  
17 of use among young people, it's called the Monitoring the Future Survey. We've seen that in  
18 the past 30 days among young people, it has doubled in every category, for eighth, tenth and  
19 twelfth graders. It's gone from 3.5 to 6.1 percent among eighth graders, 8.2 to 16.1 percent  
20 among tenth graders. And among twelfth graders, it's gone up to 20.9 percent.

21 In Marin County, when we think about the trickle-down effect of these polls, we are actually  
22 seeing that those numbers are a lot higher. We're seeing our rates of use higher in a lot of  
23 categories, but especially with e-cigarettes. For the percent of students who have ever used  
24 electronic cigarettes or other vaping devices like Bob Ravasio mentioned earlier, we know  
25 that of eleventh graders it's gone from 39 percent in 2015/16, up to 47 percent of eleventh  
26 graders who have ever tried these electronic e-cigarette devices. That's almost half of our  
27 eleventh graders who have tried these devices, and that's a very high number.

28 When we look at the past 30 day use rates in Marin County, it makes us even more alarmed.  
29 We've seen that it's increased exponentially. Amongst seventh graders it's gone from 2 to 5  
30 percent of seventh graders who have used in the past 30 days. For ninth graders, it's gone  
31 from 9 to 20 percent of ninth graders who have used in the last 30 days, and for eleventh  
32 graders it's gone from 11 to 28 percent. That's about a third of our eleventh grade students  
33 who have used these products within the last 30 days.

34 When working in the schools and talking to students, she has shared some of these numbers  
35 with them and talked to them about it. Almost every student who you should talk to about  
36 these numbers indicates that they think that these numbers are low. They believe that these  
37 numbers are a lot higher because students are more likely to under report than over report.  
38 So we have a really high amount of young people who are using these products, here locally  
39 in Marin.  
40

41

- 1 She discussed what is being worked on locally to combat this issue:
- 2 • Presentation programs through the Marin County Office of Education, through the Bay
  - 3 Area community resources, through the Marin County Health and Human Services
  - 4 Department and the Sheriff's Department
  - 5 • Have trained over 90 peer educators at different high schools and middle-schools
  - 6 throughout Marin County
  - 7 • Have reached over 3000 students through different presentations through classrooms
  - 8 and through different classes.
  - 9 • There are 40,000 students in Marin County, and they working to expand that even
  - 10 further.
  - 11 • Have done 22 community-wide presentations reaching 800 different parents,
  - 12 • But even with all of these things happening locally, we're still seeing those numbers
  - 13 increasing.

14 The numbers are increasing because it's a cumulative amount. When you have someone  
15 who starts to use at a young age, they become addicted to the nicotine, and they become a  
16 lifelong consumer, so we actually see more, and more young people using. The reason why  
17 they do these presentations is because of the kids who come up at the end of the  
18 presentation and say, "Hey, I learned a lot, and I actually am working on quitting, how can I  
19 get help?" And they are able to refer people to those direct locations where they're able to  
20 get the support and resources that they need.

21 When we talk about vaping, three out of four young people who start using e-cigarettes,  
22 started with a flavored vaping product. She displayed the three most popular e-cigarette  
23 devices, and stated that the Juul is the most popular e-cigarette device. This pod right here,  
24 this is a Juul pod, and it gets inserted into the device. When we look at the amount of  
25 milligrams of nicotine in each one of these pods, it's alarming. The Stanford Prevention  
26 Toolkit just recently released some new numbers that says that one pack of cigarettes has  
27 about 20 milligrams of nicotine in each pack of cigarettes. When we look at a Juul pod, which  
28 is this little, tiny, square thing that a lot of you in the back probably can't see, but this has  
29 41.3 milligrams of nicotine in it, equivalent to just over two packs of cigarettes, which is a lot  
30 of nicotine.

31 With e-cigarettes, we're seeing that young people going through them, and people, normal  
32 adults, going through them a lot more rapidly than they would a normal cigarette because  
33 you don't know when you finish one cigarette, but you only know when you finish forty one  
34 cigarettes when the Juul pod becomes empty. There is definitely concern about having that  
35 increased amount of nicotine going into the body.

36 She displayed another popular model called Fix, which popular among young users, and the  
37 pod has 75 milligrams of nicotine in it, equivalent to 75 cigarettes. She showed another  
38 version, which costs about \$43, that has a refillable pod that can contain up to 90 milligrams  
39 of nicotine, about 90 cigarettes worth of nicotine.

40 When working with young people, Ms. Gerraty asks students to raise their hands if they know  
41 someone who's using an e-cigarette, and 100 percent of the students raise their hand. This  
42 shows that there is a lot of normalization around this issue. This is a community-based issue,  
43 so focusing on not only the community aspects, the school aspects, the parenting aspects,

1 educational purposes, the sheriff's department's working on compliance checks and policy  
2 leaders will help move this forward and help protect our young people.

3 Supervisor Rodoni:

4 Supervisor Rodoni spoke about what the county is doing locally. He explained that he is a  
5 former smoker, who smoked for 20 years and he used to joke that the easiest thing to do was  
6 to quit smoking, since he had done it 12 or 15 times. And the truth of the matter was it was  
7 the hardest thing he ever did, and it really related to the addiction to nicotine. He explained  
8 that, even 25 years later, if he sees someone smoking, he still has the urge to light up a  
9 cigarette. Early on, tobacco sales were targeting minorities with menthol, because that's the  
10 way they got them started and got addicted to the tobacco sales. So we fast forward to  
11 vaping and it makes the cigarette movement look pretty minor compared to what they're  
12 doing with vaping and e-cigarettes. Now they're flavored, they're smokeless, they're smell-  
13 less, you don't smell when you use them. They are also fairly flashy in names, and they have  
14 great flavors. So who are they targeting? They are targeting our children.

15 While the federal government has identified this problem, and the state has started to  
16 address it, neither really has moved very far or very forward under legislation. And that's why  
17 locally we really have to take the lead and be responsible. The schools have struggled with  
18 this, and according to the Youth Commission, they're not prepared to deal with some of this  
19 new technology of how people ingest flavored tobacco. And so there's a lot of work to do  
20 there, we recognize that. The state's Healthy Kids Survey of Marin showed that over a two  
21 year period, all ages from seven to eleventh grade increased use of smokeless tobacco,  
22 electronic cigarettes. In particular, the grade eleven group went from 11 to 28 percent in just  
23 two years.

24 The county was motivated by the Youth Commission, by the state's Healthy Kids Survey, by  
25 the Youth Leader Institute, Alcohol, Tobacco and Other Drugs Committee, by Dr. Willis and  
26 many other local groups. The Board of Supervisors decided it's time to take action and ban  
27 all flavored tobacco products in unincorporated Marin. The Marin ordinance, like other  
28 ordinances, tries to avoid the immediate impacts recognized by vaping on our young  
29 children, our young people, but also address the long-term health costs related to nicotine  
30 use.

31 Dr. Willis said at the Board of Supervisors meeting, that we need to take the action now to  
32 protect a whole new generation from lifelong addiction and the health implications of that  
33 lifelong addiction are just tremendous. So it really is important that this county move quickly  
34 and move now, and we did finalize the ordinance and it goes into effect, I believe, in July. We  
35 did allow a compromise for those businesses to have one year, from July 2019, to sell off  
36 their supplies.

37 He thanked the cities who have followed the county's lead in banning flavored tobacco  
38 products, and those who are preparing to do so, because he thinks very soon, we may have  
39 a county-wide ban, and that would be terrific.

40

41 Mayor Ravasio: summarized what people can do to help:

- 1 • As individuals, be aware of the problem now and talk about this with other people;  
2 family, friends and colleagues.
- 3 • As council members, you may want to consider banning flavored tobacco nicotine  
4 products as the county has done. Corte Madera passed an ordinance a month ago, as  
5 did Larkspur, prohibiting the sale of all flavored tobacco products, including flavored  
6 nicotine e-cigarette solutions, and prohibiting pharmacies from engaging in tobacco  
7 retailing.
- 8 • As trustees in school districts, you might make sure that robust education programs  
9 are underway in all of our schools, and the parent workshops and education programs  
10 are a priority.

11 He then introduced Dr. John Ma, who helped get the flavored tobacco ban passed in San  
12 Francisco, and stated that he is available as a resource to help answer questions.

13 Again, the link to the video of the panel discussion can be viewed here:

14 <https://youtu.be/2UqoCyaxvYI> and the Q&A portion of the video can be at the 29:50 mark  
15 (direct link: <https://youtu.be/2UqoCyaxvYI?t=1790>)

## 16 17 18 **5. Committee Reports:**

### 19 20 5.a. Association of Bay Area Governments (ABAG) - Pat Eklund, Novato 21 (Provided written report)

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23 Pat Eklund encouraged the membership to review the report in the packet. She noted that the  
24 ABAG delegates and alternates meeting is confirmed for April 30<sup>th</sup> and thanked Corte Madera  
25 for the use of the Town Council Chambers. She reported that she attended the hearing for  
26 SB50 and SB4, and we do have amended bill. She will be sending out the compromise  
27 summary that was agreed to at the finance and the government's committee this morning to  
28 the ABAG delegates and alternates. In short, if the county population is 600,000, or more, then  
29 SB50 applies. If we have a population in the county less than 600,000 SB4 applies.

30  
31 She reported that she spoke with Senator McGuire about some of the concerns she has with  
32 his bill, and this will be discussed at the ABAG delegates meeting. It's called height resource  
33 areas. She encouraged everyone to read about Height Resource areas in her report, because  
34 AB1279, SB50, SB4 all have by right upzoning in HRA's. She stated that Sausalito, Belvedere,  
35 Tiburon, Larkspur, Mill Valley, and Corte Madera are the highest resource area. She has also  
36 been working to get this out at Plan Bay Area and most elected officials she has talked to in  
37 the state have not even seen the maps, which were just posted in January 2019.

### 38 39 5.b. MCCMC Legislative Committee, Transportation Authority of Marin and Golden Gate 40 Bridge Highway Transportation District – Alice Fredericks, Tiburon

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42 Written reports were provided.

### 43 44 5.c. Sonoma Marin Area Rail Transit (SMART) – Dan Hillmer, Larkspur

1 Councilmember Hillmer announced that SMART will be providing free service to youth  
2 between the ages of 5 and 18 from Memorial Day through Labor Day.

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5 5.d. Marin LAFCO – Sashi McEntee, Mill Valley

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7 Deferred report to the May 22, 2019 meeting

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9 5.e. Disaster Preparedness Ad Hoc Committee – Sashi McEntee, Mill Valley

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11 Deferred report to the May 22, 2019 meeting

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13 5.f. Pension/OPEB Reform Ad Hoc Committee – Verbal report from Larry Chu,  
14 Larkspur

15  
16 Councilmember Chu reported that the committee is about to release the report. The  
17 committee will be reviewing it one more time on Monday, will have some final edits and then  
18 will try and release it in May.

19  
20 5.g. MCCMC Subcommittee on Climate Action and Sea Level Rise – Verbal Report  
21 from Stephanie Moulton-Peters

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23 Deferred report to the May 22, 2019 meeting

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25 5.h. ABAG/MTC Housing Legislative Task Force – Verbal Report from Joan Cox,  
26 Sausalito and/or Alice Fredericks, Tiburon

27  
28 Councilmember Fredericks clarified what the working group does and does not do. It does not  
29 take positions on the bills or the provisions. It is tasked to analyze the goals of the bill using the  
30 discussion principles that were set out in Pat Eklund's written ABAG report. The working group  
31 members discuss local impacts and any alternative actions to better meet the state's housing  
32 goals. The matrix of bills that we look at is also in Pat's written report. The Senator's bill  
33 acknowledges the different capacities of smaller jurisdictions. It does exempt jurisdictions like  
34 Marin from the highest density requirements that are imposed under SB50 and provides a lower  
35 density path to meeting the state demands.

36  
37 She explained that, in some of these bills, you will see some of the definitions refer to other  
38 parts of the code. For your towns, you have to have somebody read this very carefully. What is  
39 in the code that is referred to is often a surprise. Using Tiburon as an example, the definition of  
40 ferry terminals that are in our transit centers, SB50 talks about where you are allowed transit  
41 oriented development. When it refers to ferries, the definitions that it refers to in the code, refers  
42 to the definition in the ongoing Plan Bay Area 2050. So when you're changing some of the text  
43 in the bill, you may still be stuck with the burden you thought you were ridding yourself of.  
44 Somebody has to look at these bills very carefully.

45  
46 Councilmember Cox added that SB50 will not apply to Tiburon. It will be SB4 because Marin  
47 is a county of less than 600,000. Moreover, for the up zoning that will occur in counties of  
48 less than 600,000, it will be confined. So for example, there can be no demolition, there must  
49 be 75% of the existing structure retained. You still have to comply with FAR and other zoning

1 obligations. And so, there are many protections built into SB4 for smaller counties like Marin.  
 2 There will be no up zoning in high fire hazard zones. So if you have adopted a WUI, your  
 3 jurisdiction will be exempt. The same with flood plains and the same with coastal zones, and  
 4 so there are lots of exemptions in SB4 that protect Marin.

## 6. BUSINESS MEETING

### 6.a. Report out of City Selection Committee Regarding (1) Results of Metropolitan Transportation Commission Re-Announcement Deliberation of Nominations; and (2) Results of California Coastal Commission Deliberation of Nominations

13 President Withy reported that the City Selection Committee met at 5:30pm before the regular  
 14 MCCMC meeting started. First, he reported the results of the Metropolitan Transportation  
 15 Commission re-announcement. We received one nomination, from Supervisor Damon  
 16 Connolly, and the City Selection Committee voted to nominate him to the Board of Supervisors  
 17 for them to make a decision on that MTC appointment.

19 He next reported on the results of the California Coastal Commission deliberation of  
 20 nominations. The Committee received one letter of interest. After much deliberation and  
 21 discussion with the person who submitted that letter of interest, we have decided to hold a City  
 22 Selection Committee next month, in May. The Committee decided that we want to emphasize  
 23 that we are looking for nominations, specifically for Marin County, because the Committee  
 24 believes that Marin County should definitely be represented on that commission. The  
 25 Committee will be moving towards making that recommendation to the Senate Rules  
 26 Committee next month.

28 The Committee will be calling again for any letters of interest. Both the City Selection  
 29 Committee can make recommendations to the Senate Rules Committee as can the County  
 30 Selection Committee, which is made up of the Board of Supervisors.

### 6.b. Report out of Mayors Select Committee Regarding Possible Direction To Form An Ad Hoc Committee To Implement Results Of The Survey of Members And Suggest Any Procedure Or By-Laws Changes Needed In Light Of Survey Results And In Light Of The Latest Developments With The City Selection Committee

38 President Withy reported that the Mayors Select Committee discussed providing direction to  
 39 form an ad hoc committee to implement results of the survey of members and suggest any  
 40 procedure or by-laws changes needed in light of the survey results, and in light of the latest  
 41 developments with the City Selection Committee. The Mayors Select Committee is  
 42 recommending to the full membership that we proceed with such an ad hoc committee. We  
 43 are seeking nominations, somewhat informally. Also, anyone interested in participating can  
 44 contact him directly.

46 President Withy directed the group to review the memorandum in the packet that includes the  
 47 suggested scope of the ad hoc committee. The Mayors Select Committee did not make any  
 48 changes to that scope. He stated that he is looking for a mix of experience on the committee,  
 49 including former MCCMC presidents, but also new members would be very welcome.

1  
2 The following Councilmembers were nominated: Pat Eklund (Novato), Sloan Bailey (Corte  
3 Madera), Stephanie Moulton-Peters (Mill Valley), and Elizabeth Brekhus (Ross).  
4  
5

6 6.c. Consideration and Possible Action to Introduce a Suspension of MCCMC By-Laws  
7 and Cancel the November MCCMC Meeting Currently Scheduled for November 20,  
8 2019 or Consider Other Available Options For Rescheduling this Meeting.  
9 (Attachment 6.c.: Staff Report)  
10

11 President Withy stated that this is an introduction, as the suspension of the by-laws must be a  
12 two meeting process. The final vote will not be made until next month. If the meeting is  
13 cancelled, then there will only be eight meetings in 2019-20, which is against the bylaws. And  
14 so, we would have to suspend the bylaws in order to achieve that goal. We will be discussing  
15 that in depth next month.  
16

17 President Withy called for comments.  
18

19 Larry Chu, Larkspur, noted that there was a precedent in 2014, where there were only 8  
20 meetings held.  
21

22 David Kunhardt, Corte Madera, asked if there was interest in holding a meeting in August to  
23 replace the cancelled November meeting. A show of hands showed little support for an August  
24 meeting.  
25

26 President Withy stated that a December meeting was also an option, but that cancellation  
27 might be the direction given and the membership will discuss that next month.  
28  
29

30 6.d. Review of Draft Agenda for the May 22, 2019 MCCMC Meeting Hosted by the Town  
31 of Fairfax  
32 (Attachment 6.d.: Draft Agenda for May 22, 2019 MCCMC meeting)  
33

34 President Withy noted that the agenda includes seeking nominations for the President and the  
35 Vice President.  
36

37 It was also noted that there will be another City Selection Committee meeting, but that agenda  
38 will be separate from the MCCMC regular meeting agenda.  
39  
40

41 6.e. Consideration and Possible Action to Approve the Draft Minutes of the March 27, 2019  
42 MCCMC Meeting Hosted by the City of Belvedere  
43 (Attachment 6e: Draft minutes)  
44

45 There was a motion and a second (Eklund/Kunhardt) to approve the minutes of the March 27,  
46 2019 MCCMC meeting. The motion was approved by acclamation.  
47  
48

49 **Adjournment**

1 President Withy thanked everyone for attending and adjourned the meeting at 8:55p.m. to the  
2 next regular meeting scheduled for May 22, 2019 hosted by the Town of Fairfax.  
3  
4