

**COUNTY COUNCIL OF MAYORS AND COUNCILMEMBERS  
DRAFT MINUTES**

**Wednesday, October 26, 2011  
City of Belvedere  
San Francisco Yacht Club  
98 Beach Road  
Belvedere, CA 94920**

**Members Present:**

Belvedere: Thomas Cromwell, Sandra Donnell  
Corte Madera: Carla Condon, Diane Furst, Bob Ravasio  
Fairfax: David Weinsoff  
Larkspur: Len Rifkind  
Mill Valley: Shawn Marshall, Stephanie Moulton-Peters, Ken Wachtel  
Novato: Denise Athas, Carole Dillon-Knutson, Pat Eklund  
Ross: No members present  
San Anselmo: Kay Coleman, Jeff Kroot, Tom McInerney, Barbara Thornton  
San Rafael: Al Boro, Damon Connolly, Barbara Heller, Marc Levine  
Sausalito: Herb Weiner  
Tiburon: Alice Fredericks, Emmett O'Donnell, Jeff Slavitz

**City Managers Present (ex officio):**

Belvedere: George Rodericks  
Mill Valley: Jim McCann  
Novato: Michael Frank  
San Rafael: Nancy Mackle  
Sausalito: Adam Politzer  
Tiburon: Peggy Curran

**Call to Order:** President Madeline Kellner called the business meeting to order at 7p.m.

**Public Comment:** John Diamonte, representing the Northwest Pacific Railway Project, spoke after Committee Reports. He suggested that SMART might want to consider this question: Should it own and operate the equipment and railway, or should it be the steward only and invite another entity to run it.

**Welcome and Introduction of Guests:** Vice Mayor Donnell introduced the members of the Belvedere City Council and staff: Councilmember Thomas Cromwell, City Manager Rodericks, Felicia Wheaton, Assistant to the City Manager, Pierce MacDonald, Planning Manager, Leslie Carpentiers, City Clerk, and Robert Epstein, City Attorney. Vice Mayor Donnell introduced the following guests of the City: Maureen Johnson, Planning Commission Chair, Larry Wheat, Finance Committee Chair, and Ann Wheat, as well as other guests Margaret Jones, representing the League of Women Voters, Peter Banning, Executive Director of LAFCO, Nancy Bennett, League of California Cities, Teri Roney, reporter, The Ark, and the speakers for the evening, Leslie Alden and Adam Van der Water.

Vice Mayor Donnell turned the meeting back over to President Kellner.

**Approval of Minutes:** From the meeting held on September 27, 2011.

*Moved and seconded to approve the minutes, as written. Motion passed by acclamation.*

## Incoming President's Remarks and Recognition of Outgoing President

Madeline thanked outgoing President Marshall for her service and presented her with a plaque on behalf of the membership. The incoming President also presented her with a "Wonder Woman" crown which both Kellner and Marshall allowed Secretary Crane Iacopi to wear in thanks for her service over the past year.

President Kellner shared her thoughts for the coming year, and offered support to cities who are looking for speakers and topics. She also talked about limiting reports to three minutes, or simply submitting written reports for inclusion in the packet, to keep the meetings on time.

Kellner asked the members who were not running for re-election to stand: Al Boro, Jeff Slavitz, Carole Dillon-Knutson, and Barbara Thornton—and the rest of the membership acknowledged them.

## Proposed MCCMC By-Law Amendment

President Kellner said that an amendment to the MCCMC Bylaws on voting procedure had been introduced at the September 27 meeting. She said the amendment came about a result of the voting issue that had arisen at the June 22 meeting. She said it would allow for a more gracious way to handle the vote for a contested seat and that it would not apply to voting on matters of content or policy considered by the membership.

Marshall said the proposed amendment had been mailed to the membership 10 days prior to the October 26 meeting. She read the text, as follows:

"Article VIII shall be amended as follows:

Each member city shall have one vote. Voting may be by voice vote unless a roll call vote is requested by any individual Councilmember. In a roll call vote, the representatives in attendance from each member city shall collectively cast a vote for their city. ***In the case of a policy issue, roll call votes shall be cast verbally. In the event of a committee, board, or other open seat sought by more than one councilmember, the vote may be cast by ballot, one ballot per city. The MCCMC Secretary will collect the ballots, tabulate them, and announce the tabulated result. City ballots will be available at the end of the meeting for viewing by any MCCMC member.*** A majority of votes cast shall be necessary for a decision."

President Kellner asked if there was any public comment prior to taking a vote.

Councilmember Eklund spoke against amending the bylaws and said that the founding members had written the bylaws that way for a reason. She questioned the need for a change and said that the same emotional component would be present regardless of whether the vote was roll call or by ballot.

Councilmember Marshall said that she had received numerous calls after the June 22 meeting that that this was a better and more gracious way to handle a contested vote.

Councilmember Wachtel asked about process and whether the way the cities voted would be announced. President Kellner said that the result would be announced and that the ballots could be reviewed to see how each city voted.

President Kellner also said that the Novato City Attorney had reviewed the amendment for compliance with the Brown Act. She said that his opinion was available to anyone who was interested in reviewing it.

There was a motion and second to adopt the proposed amendment. President Kellner took the roll call vote, by city: Belvedere – Aye; Corte Madera – Aye; Fairfax – Aye; Larkspur – Aye; Mill

Valley – Aye; Novato – Draw; Ross (absent); San Anselmo – Aye; San Rafael – Aye; Sausalito – Aye; Tiburon – Aye.

Result= motion passed to amend the bylaws.

### **Committee Reports**

**SMART (Stephanie Moulton-Peters)** – Ms. Moulton-Peters said it had been a busy summer. She listed some of the activities and issues faced by the Board—the hiring of Farhad Mansourian as Executive Director; the receipt of \$30 million in additional funding; the filing of a petition to repeal the railway; the adoption of an ordinance by the Board establishing the protocol for who had jurisdiction in the election process and subsequent disagreement with the Secretary of State over certain aspects of this interpretation. (Ms. Peters said that Mr. Mansourian planned to meet with the Secretary on this issue.) She noted that over 70% of voters in Marin and Sonoma had voted in favor of SMART and that an important question was what would happen to SMART if the repeal initiative was successful.

**Cal –Id RAN (Barbara Thornton)** – Ms. Thornton talked about her time on this JPA and what the group is currently working on. She said that the radio units used by the Marin County sheriffs and local police departments can only access Marin County databases and that they are working on getting access to Sonoma, Contra Costa and other surrounding counties which will greatly help officers in the field. She said that the JPA was able to secure access to FBI and DOJ databases which will be helpful during times of large influxes of people, such as the America's Cup. She said that the next decision facing the JPA was whether to purchase new mobile devices, a decision that might prove to be too expensive. She encouraged interested members to apply for her soon-to-be vacant seat on the JPA which meets once or twice a year.

**Transportation Authority of Marin (Alice Fredericks)** – Ms. Fredericks reported that TAM was reviewing priority project candidates eligible for discretionary funding under the Regional Transportation Plan. She said these projects must have matching funds available. Examples of eligible projects, according to Fredericks, would be those that increase senior mobility, and projects such as the Larkspur Landing Parking Garage, and bike paths along the 101 corridor.

**Legislative Committee (Alice Fredericks)** – Chair Fredericks said the committee had met and heard a report on the Legislature's plans to meet for a "slash and burn" session to address the over \$600 million budget shortfall. She reported that the California State Supreme Court was going to hear the League's Redevelopment case against the State on November 10 which could be seen live on the California Channel, or on the internet.

**League of California Cities (Nancy Hall Bennett)** – No report.

**ABAG** – Councilmember Eklund said that she served on the MTC and ABAG regional planning committees. She thanked the membership for its support in sending a letter concerning the Sphere of Influence housing percentages after the June meeting. She said the ABAG Board of Directors had acknowledged that they made an error in reporting these percentages to HCD and that the ratio was actually 50/50 between the Marin cities and the County. She said this was important to cities such as Larkspur, and others, with large undeveloped areas in their SOIs. President Kellner thanked Ms. Eklund for her hard work on this issue.

### **Announcement of Pending Vacancies**

President Kellner made the second announcement of the following vacancies. She said that letters of interest will be accepted in writing and copies submitted to the membership prior to the November 17 meeting in Corte Madera at which time appointments will be made.

- ABAG – Carole Dillon Knutson, incumbent (not seeking re-election) plus one other vacancy (alternate representative)  
Terms Expiration – June 2012
- BCDC – Joan Lundstrom, incumbent (resignation effective October 15, 2011)  
Term Expiration - No set term limit  
Appointment is made by ABAG to 27-member board
- Cal-ID Remote Access Network - Barbara Thornton, incumbent (not seeking re-election)  
Term Expiration – March 2012
- GGHTTD– Al Boro, incumbent (not seeking re-election)  
Term Expiration – January 2012  
Appointment is made by Marin County Board of Supervisors
- LAFCO– Jeff Slavitz, incumbent (not seeking re-election)  
Term Expiration – May 2014

President Kellner then turned the meeting back over to Vice Mayor Donnell to introduce the program and speakers.

**Program:** The America's Cup: A Southern Marin Perspective

**Speakers:** Adam Van de Water, Assistant Project Director, City and County of San Francisco, and Leslie Alden, Aide to Supervisor Kathrin Sears

Mr. Van de water gave some fascinating statistics about the scope of the events and planning for the upcoming events in 2012 and 2013. He said it was estimated that the American's Cup would bring \$1.4 billion dollars into the Bay Area and 8,880 jobs. Van de Water said that the draft EIR had been released and was expected to be certified in November. He said that planning was already apace to address issues of traffic congestion and how to move people around the city for the events. He talked about extending the parameters of the Clipper Card to include bike rentals and drop-offs at designated locations, as well as the addition of bus routes to the north waterfront.

Leslie Alden brought it home to the Marin level. She said that a Southern Marin Task Force, comprised of electeds and public safety officials, had been formed to proactively review and plan for the impacts of the event on the cities this side of the Bay. Alden said that Richardson Bay is likely to attract in influx of recreational vessels and that while the Coast Guard regulations could handle some of this influx, other issues such as disposal of waster and bilge would have to be addressed. She said that all of Marin needed to work together to meet to accommodate the maximum number of spectators and participants with a minimum impact on the environment.

President Kellner thanked the City of Belvedere for hosting the meeting and the speakers for their presentation.

**ADJOURN:** The meeting was adjourned at 8:25 p.m. to the November 17 meeting in the Town of Corte Madera.

Submitted,

Diane Crane Iacopi,  
Secretary/Treasurer