

Richard Snyder, President  
John Carapiet, Vice President  
Tod Moody, Secretary

Michael Lasky, Director  
Catharine Benediktsson, Director

**NOTICE AND AGENDA  
Special Board Meeting  
at Sanitary District No. 5 of Marin County Meeting Room  
2001 Paradise Drive, Tiburon, CA 94920  
Thursday, February 23, 2017**

**5:00 P.M. SPECIAL BOARD MEETING**

**CALL TO ORDER**

**ROLL CALL**

**PUBLIC COMMENTS:** The public is invited to address the Board on items that do not appear on the agenda and that are within the subject matter jurisdiction of the Board. The Brown Act does not allow the Board to take action on any public comment. Please limit public comments to no more than three minutes.

**DIRECTORS' COMMENTS AND/OR AGENDA REQUESTS:**

**CONSENT CALENDAR:**

1. Approval of January 19, 2017, Regular Board Meeting Minutes (Dohrmann)
2. Approval of all Electronic Fund Transfers (EFT) and Warrants for January 12<sup>th</sup> through February 9<sup>th</sup>, 2017; JP Morgan Chase Bank Check No. 5528 through Check No. 5570, all transactions totaling in the amount of \$144,940.61, and; February 2017 Payroll in the amount of \$124,646.97 (Dohrmann)
3. Receipt of Financial Reports for January, 2017 (Dohrmann)
4. Distribution of SD5 FY2015-2016 Final Audit from Perotti & Carrade (Dohrmann)

**MANAGEMENT REPORTS:**

5. District Management Summary Report (Rubio)

**NEW BUSINESS:**

6. Review and Discuss SD5 Commercial Rate Proposal from HF&H (Rubio) – Action

7. Review and Approve Resolution No. 2017-01: A Resolution Authorizing Investments of Monies in the Local Agency Investment Fund (Dohrmann) – Action
8. Review and Approve Changes at Sanitary District No. 5 of Marin County Financial Policies and Procedures Manual, 1<sup>st</sup> Edition, as of February 23, 2017 (Rubio/Dohrmann) – Action
9. Discussion re Timing & Steps for Preparation of SD5 FY2017-2018 Budget (Rubio/Dohrmann)

**UNFINISHED BUSINESS:**

**COMMITTEE REPORTS:**

10. Capital Improvement Program Committee (Moody/Carapiet)
11. Governance Committee (Benediktsson/Snyder)
12. Finance & Fiscal Oversight Committee (Carapiet/Moody)
13. Personnel Committee (Lasky/Benediktsson)
14. Tiburon Pump Station #4 Ad Hoc Committee (Benediktsson/Carapiet)

**OTHER BUSINESS:**

**ENVIRONMENTAL:**

**CORRESPONDENCE:**

**INFORMATIONAL ITEMS:**

**CONVENE TO CLOSED SESSION:**

- 1) Convene to Closed Session (the public may provide comments regarding the closed session item(s) just prior to the Board beginning the Closed Session. Closed sessions are not open to the public.
  - A) Conference with Legal Counsel – Existing Litigation
    - i. Paragraph (1) of subdivision (d) of Section 54956.9: Name of Case:  
Tiburon 21 Marinero LLC vs. Sanitary District No. 5 of Marin County,  
Marin County Superior Court Case No. CIV 1601046
  - B) Conference with Legal Counsel – Anticipated Litigation
    - i. Significant Exposure to litigation pursuant to Government Code Section 54956.9(d): (1 potential case)

(Closed Session Cont'd)

C) Conference with Labor Negotiators – Government Code §54957.6

- i.) Agency Designated Representative: Tony Rubio, General Manager, Benjamin Stock, General Counsel  
Employee Organization: Employees of Sanitary District No.5 of Marin County

D) Conference with Real Property Negotiators – Government Code §54956.8

Property:

059-181-09  
059-181-37  
059-181-84  
059-181-88  
059-181-86  
059-181-89  
059-181-80  
059-181-34  
059-181-81

District Negotiator: Tony Rubio, District Manager

Negotiating Parties:

J. Bloom  
P. Kaiser  
Y. Ma  
E. & C. Ware  
J. Behmke & K. Clancy  
R. Barbaria  
S. L'Heureux

Under Negotiation: Price and Terms

2) Report out of Closed Session

**ADJOURNMENT**

The Board will be asked to adjourn the meeting to a Regular Board Meeting on March 16th, 2017, at 5:00 p.m. at the Main Plant of Sanitary District No. 5 of Marin County, located at 2001 Paradise Drive, Tiburon, California.

*The Board of Directors may at its discretion consider agenda items out of the order in which they appear above.*

*Accessible public meetings: Upon request, the District will provide written agenda materials in appropriate alternate formats, or disability-related modification or accommodation, including auxiliary aids or services to enable individual with disabilities to participate in public meetings. Requests are to be submitted in writing to the District at P.O. Box 227, Tiburon, CA 94920 or rdohrmann@sani5.org at least two days prior to the meeting.*