

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

Michael Lasky, Director
Catharine Benediktsson, Director

**Minutes of a Regular Board Meeting
at Sanitary District No. 5 of Marin County Meeting Room
2001 Paradise Drive, Tiburon, CA 94920
Thursday, May 18, 2017**

CALL TO ORDER by President Snyder at 5:02 P.M.

ROLL CALL

Directors present: Richard Snyder, President
John Carapiet, Vice President
Michael Lasky, Director
Catharine Benediktsson, Director

Directors absent: Tod Moody, Secretary

Staff present: Tony Rubio, District Manager
Robin Dohrmann, Office Manager

Consultants present: Benjamin Stock, Burke, Williams, Sorensen, LLP

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.

No public comments were made at this time.

DIRECTORS' COMMENTS AND/OR AGENDA REQUESTS:

No Directors' comments were made at this time.

CONSENT CALENDAR:

1. Approval of April 20, 2017, Regular Board Meeting Minutes, April 25, 2017 Special Board Meeting Minutes, and April 26, 2017, Special Board Meeting Minutes (Dohrmann)
2. Review and Receive all Electronic Fund Transfers (EFT) and Approve Warrants for April 14th through May 11th, 2017; JP Morgan Chase Bank Check No. 5669 through Check No. 5719, all transactions totaling in the amount of \$119,350.09, and; April 2017 Payroll in the amount of \$86,279.61 (Dohrmann)
3. Receipt of Financial Reports for April, 2017 (Dohrmann)

Discussion by the Board. Motion (Benediktsson/Lasky) to approve the Consent Calendar, Items No. 1 through Item No. 3. Passed (4-0-0-1).

MANAGEMENT REPORTS:

4. District Management Summary Report (Rubio)

District Manager, Tony Rubio, presented a written and verbal report on current District issues, responding to questions from the Board. Discussion by the Board.

NEW BUSINESS:

5. PUBLIC HEARING: Fiscal Year 2017-2018 Budget

a. Public Comment

b. Set Hearing for Consideration of Adoption of FY2017-2018 Final Budget at Regular Board Meeting on June 15th, 2017 (Rubio/Dohrmann) – Action

Discussion by the Board. Motion (Benediktsson/Lasky) to set a Hearing for Consideration of Adoption of the FY2017-2018 Final Budget at the Regular Board Meeting on June 15th, 2017. Passed (4-0-0-1).

6. Review and Consideration of Adoption of Resolution No. 2017-06: SD5 Reserve Policies for Belvedere and Tiburon Zones, effective July 1, 2017 (Rubio) – Action

Discussion by the Board. Motion (Benediktsson/Lasky) to Adopt Resolution No. 2017-06: SD5 Reserve Policies for Belvedere and Tiburon Zones, effective July 1, 2017. Passed (4-0-0-1).

7. Consideration of Adoption of Resolution No. 2017-07: Determination of Appropriations Limit for Fiscal Year 2017-2018 (Dohrmann) – Action

Discussion by the Board. Motion (Benediktsson/Lasky) to Adopt Resolution No. 2017-07: Determination of Appropriations Limit for the Tiburon Zone for Fiscal Year 2017-2018. Passed (4-0-0-1).

8. Ratification and Approval of Emergency Repairs Made at Tiburon Pump Station #3, on Mar East Street, Conducted On and After May 5, 2017 – Action

Discussion by the Board. Motion (Carapiet/Lasky) to Ratify and Approve the Emergency Repairs Made at Tiburon Pump Station #3, on Mar East Street, Conducted On and After May 5, 2017. Passed (4-0-0-1).

9. Discussion re Protecting Sanitary District No. 5 Plants and All Infrastructure with Regard to Sea Levels Rising in Light of the Findings of the Bay Waterfront Adaptation and Vulnerability Evaluation [“BayWAVE”]

Discussion by the Board.

UNFINISHED BUSINESS:

COMMITTEE REPORTS:

10. Capital Improvement Program Committee (Moody/Carapiet) - None
11. Governance Committee (Benediktsson/Snyder) - None
12. Finance & Fiscal Oversight Committee (Carapiet/Moody) - Action Item Log & verbal report provided
13. Personnel Committee (Lasky/Benediktsson) - None
14. Tiburon Pump Station #4 Ad Hoc Committee (Benediktsson/Carapiet) - None

OTHER BUSINESS: None

ENVIRONMENTAL: None

CORRESPONDENCE: None

INFORMATIONAL ITEMS:

15. 2016-2017 Marin County Civil Grand Jury: "Overcoming Barriers to Housing Affordability"

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

2) Report out of Closed Session

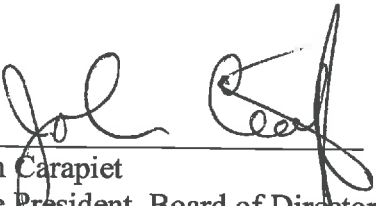
No action taken, direction given.

ADJOURNMENT

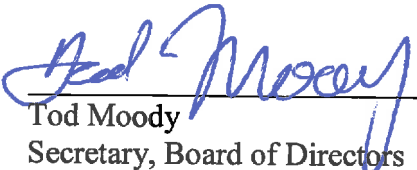
The Board adjourned at 6:13 p.m. to a Regular Board Meeting on June 15th, 2017, at 5:00 p.m. at the Main Plant of Sanitary District No. 5 of Marin County, located at 2001 Paradise Drive, Tiburon, California.

Approved:

Attest:



John Carapiet
Vice President, Board of Directors



Tod Moody
Secretary, Board of Directors