

NORTH BAY COOPERATIVE LIBRARY SYSTEM

[HTTPS://NORTHNETLIBS.ORG/ABOUT-NLS/NBCLS/](https://northnetlibs.org/about-nls/nbcls/)

NBCLS Board of Directors

Special Meeting

August 16, 2019 – 11:30 a.m.

Conference Call

Phone Number: 1-877-216-1555

Passcode: 907394

- | | | |
|---|---------|--------------|
| 1. Call to Order | Olowski | |
| 2. Roll Call | Olowski | |
| 3. Public Invited to Address the Council | | |
| 4. Approval of Agenda (ACTION ITEM) | Olowski | |
| 5. Approve \$3,000 from FY 2019/20 NBCLS Budget for Legal Fees
(ACTION ITEM) | Olowski | Attachment 1 |
| 6. Adjournment | | |

Brown Act:

The legislative body of a local agency may use teleconferencing in connection with any meeting or proceeding authorized by law. Cal. Gov't Code §54953(b)(1). A "teleconference" is "a meeting of a legislative body, the members of which are in different locations, connected by electronic means, through either audio or video, or both." Cal. Gov't Code § 54953(b)(4). A local agency may provide the public with additional teleconference locations. Cal. Gov't Code § 54953(b)(4).

The teleconferenced meeting must meet the following requirements:

- (1) it must comply with all of the Act's requirements applicable to other meetings;
- (2) all votes must be taken by roll call;
- (3) agendas must be posted at all teleconference locations and the meeting must be conducted in a manner that protects the statutory and constitutional rights of the parties or public appearing before the body;

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(4) each teleconference location must be identified in the notice and agenda and each location must be accessible to the public;

(5) during the teleconferenced meeting, at least a quorum of the members of the legislative body must participate from locations within the boundaries of the body's jurisdiction; and

(6) the agenda must provide the public with an opportunity to address the legislative body at each teleconference location. Cal. Gov't Code § 54953(b).

Meeting Locations

NorthNet Library System	2471 Flores Street, San Mateo, CA 94403
Belvedere-Tiburon Library	1501 Tiburon Boulevard, Tiburon, CA 94920
Benicia Public Library	150 East L Street, Benicia, CA 94510
Dixon Public Library	230 North First Street, Dixon, CA 95620
Lake County Library	1425 N. High Street, Lakeport, CA 95453
Larkspur Public Library	400 Magnolia Avenue, Larkspur, CA 94939
Marin County Free Library	3501 Civic Center Drive, #414, San Rafael, CA 94903
Mendocino County Library	105 North Main Street, Ukiah, CA 95482
Mill Valley Public Library	375 Throckmorton Avenue, Mill Valley, CA 94941
Napa County Library	580 Coombs Street, Napa, CA 94559
St. Helena Public Library	1492 Library Lane, St. Helena, CA 94574
San Anselmo Public Library	110 Tunstead Avenue, San Anselmo, CA 94960
San Rafael Public Library	1100 E Street, San Rafael, CA 94901
Sausalito Public Library	420 Litho Street, Sausalito, CA 94965
Solano County Library	1150 Kentucky Street, Fairfield, CA 94533
Sonoma County Library	6135 State Farm Drive, Rohnert Park, CA 94928
Dominican University	50 Acacia Avenue, San Rafael, CA 94901

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To: NBCLS Board of Directors
Date: August 16, 2019
From: Suzanne Olawski, NBCLS Co-Chair
Subject: Approval of \$3,000 for legal fees related to (1) retiree health benefits obligation, and (2) recourse for communicating with nonactive NBCLS members and their obligation with retiree CalPERS payments

At the Annual Meeting of the NBCLS Board of Directors, June 7, 2019, the Board approved up to \$2,000 to contract with Best, Best and Krieger attorney, Isabel Safie, for legal research and reporting on NBCLS's obligation for on-going payment on the one retiree's health benefits and recourse for communications with nonactive and former NBCLS member libraries.

Upon receiving a Scope of Service and fee estimate from Ms. Safie of approximately \$5,000 for work on these two questions, NBCLS leadership is recommending approval of an additional \$3,000 to cover the estimated "not to exceed" total of \$5,000 for legal fees on these two questions.

The breakdown of cost estimate from BB&K is as follows:

QUESTION 1

- **Scope of Work:** We'll need to review all relevant documents that describe the benefit, including the SEIU MOU and personnel file documents that describe the benefits offered to the retiree. We'll apply existing law as it pertains to the vesting of retiree health benefits and assess what the NBCLS obligation is. We will then prepare a memorandum setting forth our conclusions and recommendations.
- **Cost Estimate:** \$3,000 - \$3,500

QUESTION 2

- **Scope of Work:** The legal analysis on this issue has already been done through the earlier work that we did for NorthNet. While I would need to review all available documents, this should not require much time. In fact, unless the documents provide unexpected information, I expect that this question can be addressed fairly easily (I do have a preliminary answer already)
- **Cost Estimate:** \$1,200-\$1,500

Ms. Safie will provide an analysis and recommendation for next NBCLS Board meeting, scheduled for August 29, 2019.