
BOARD MINUTES FOR MEETING OF NOVEMBER 18, 2021

As a result of the COVID-19 pandemic, the Board Meeting came to order on-line in compliance with of AB 361. The meeting started at 10:01 a.m.

MGSA Board Members Participating: Vice President Andy Poster, and Members Cristine Alilovich, Chris Blunk, Craig Middleton, and Angela Nicholson were present. President Greg Chanis and Member Adam McGill were absent.

Program Contractors Attending: Executive Officer Michael Frank, General Counsel Dave Byers, and Contractor Bob Brown.

A. Discuss and Consider Passing Resolution Continuing Virtual Meetings Pursuant to Assembly Bill 361 [Ortiz]

Motion by Middleton, seconded by Nicholson to adopt Resolution 2021-12 authorizing teleconference meetings of the MGSA Board of Directors pursuant to Assembly Bill 361. Motion was approved 5 – 0 with Chanis and McGill absent.

B. Report from Executive Officer

Executive Officer's report was moved to the end of the agenda. The Executive Officer reported on activities since the last meeting. In particular, he mentioned:

- Administration
 - Audit – The Executive Officer commented on the new financial auditor, the most recent process and the effort spent to bring them up to speed, and some of the benefits of changing auditors.
 - Digital Marin – Discussed the status of their Strategic Plan and that he was participating in a staff interview process.
- Telecommunications
 - There are currently 12 AT&T pole reservations, all in Novato.
 - A Board Member asked about the relationship between the new federal infrastructure monies and 5G small cell implementation. The Executive Officer said that he would research and get back to the Board.
- CATV Program
 - The Executive Officer mentioned that the CMCM Annual Report was moved

MGSA Board Meeting Minutes for November 18, 2021

to the next meeting's agenda due to the length of the current meeting.

C. Public Comment

None

D. Approve Minutes of September 9, 2021 Regular Meeting

Motion by Nicholson, seconded by Alilovich, to approve the minutes for the September 9th, 2021 Board Meeting. Motion was approved 5 – 0 with President Chanis and Member McGill absent.

E. Taxicab Regulation Program Fee Update

Motion by Middleton, seconded by Nicholson, to adopt Resolution 2021-13 [Revisions to Taxicab Regulation Program Fee Schedule which includes Exhibit A, Revised Schedule] modifying the Taxicab Regulation Program Fee Schedule reducing permit fees and implementing a late fee.

One speaker, Kevin Carroll, spoke on the need for taxi enforcement.

F. Public Hearing of Appeal of Denial of Taxicab Company Permit

Following an introduction of the item by Bob Brown and an opening of the Public Hearing, the taxi driver denied a permit made a statement to the Board. Following closing of the Public Hearing, the Board went into Closed Session. When the Board returned to Open Session, they reported out that Mr. Gueye's permit had been approved until July 1, 2022 with quarterly random drug and alcohol testing.

G. Closed Session - Pursuant to Government Code Section 54956.7, LICENSE/PERMIT DETERMINATION – Applicants: 1

H. Closed Session - CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION, Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: (One potential case)

I. MGSA / Comcast Settlement Agreement for Disputed Franchise Fees for the Period 2017 – 2021 and Potential Tolling Agreement Extension

Motion by Middleton, seconded by Nicholson, to adopt Resolution 2021-14 providing the Executive Officer authority to sign a Settlement Agreement between MGSA and Comcast Cable Communications Management LLC regarding disputed franchise fees for the period 2017 to 2021. Motion was approved 5 – 0 with Chanis and McGill absent.

There was no public comment on the item.

MGSA Board Meeting Minutes for November 18, 2021

J. Transmittal of Annual Fiscal Year 2020/21 Year-End Financial Statement and Audit Report

The Board accepted the Annual Financial Statement and Audit Reports for FY 2020/21 prepared by R.J. Ricciardi, Inc. The Executive Officer provided a brief overview and commented that the Audit was clean. He also mentioned that staff would be looking at one suggestion regarding the purchase of crime and malfeasance insurance.

There was no public comment on the item.

K. 2022 MGSA Board Meeting Schedule

Motion by Poster, seconded by Middleton, to adopt the presented MGSA Board of Directors' meeting dates for calendar year 2022. Motion was approved 5 – 0 with Chanis and McGill absent.

There was no public comment on the item.

L. Election of President and Vice President of the MGSA Board of Directors' Officers for Calendar Year 2022

Motion by Nicholson, seconded by Alilovich, to elect Greg Chanis as President of the MGSA Board for calendar year 2022. Motion was approved 5 – 0 with Chanis and McGill absent.

Motion by Middleton, seconded by Poster, to elect Chris Blunk as Vice President of the MGSA Board for calendar year 2022. Motion was approved 5 – 0 with Chanis and McGill absent.

There was no public comment on the item.

M. Adjournment

The meeting adjourned at 11:30 a.m.



Michael S. Frank, Executive Office