

TOWN OF SAN ANSELMO
Minutes of the Town Council Meeting of April 26, 2011

Present: Coleman, Greene, Kroot, Thornton
Absent: McInerney

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Greene called the meeting to order at 7:00 p.m.

ANNOUNCE ACTION TAKEN, IF ANY, IN CLOSED SESSION

There was no closed session.

OPEN TIME FOR PUBLIC EXPRESSION

Johnathan Frieman, San Rafael, has run eight independent expenditure campaigns and understands that two weeks ago Council discussed a proposed ordinance regarding independent expenditure reporting and disclosure. Frieman noted that Town Attorney Rob Epstein advised Council at that time that reporting and disclosure are key in order to reveal the identity of individuals conducting independent expenditure campaigns. Frieman noted that such ordinances have very little power and that he is in support of disclosure and transparency. Finally, Frieman suggested that the advice of local experts in the matter may be helpful to Council.

As there were no further comments, Greene closed the public hearing

COUNCIL REQUEST FOR FUTURE AGENDA ITEMS

Councilmember Thornton attended the Marin County Council of Mayors and Council members' (MCCMC) legislative committee meeting and advised that Senator Mark Leno provided an update on the budget process in Sacramento; Leno also discussed bills that are being introduced currently.

In approaching the next \$14 to \$15 billion dollar shortfall, two reform measures are being examined for possible inclusion on the next ballot: (1) one addressing pension reform and (2) another aimed at simplifying California Environmental Quality Act (CEQA) regulations. In return for these two reform measures, legislators' votes are being sought for tax extensions to continue through September 2011. If the reform measures pass at the polls, the tax extensions are slated to continue for four years.

In response to a question from Greene, Thornton clarified that consideration is being given to streamlining the CEQA process rather than relaxing the act's requirements.

Councilmember Coleman asked if consideration was being given to combining agencies.

Thornton responded that the changes would most likely be procedural.

Coleman attended a meeting on shared services and distributed a packet entitled "Case for Shared Services." She also attended training in Novato for leaders during times of crisis. The training dealt primarily with public responses by mayors, police chiefs, and administrative leaders and included extensive footage of Mayor Giuliani during the September 2001 crisis. Coleman found the training interesting and informative. Coleman further observed that she is pleased to see discussion on the Analysis of Impediments to Fair Housing Choice (AI) would be taking place at the current meeting.

Coleman went on to report on the Downtown Merchants' highly successful event "Bunny Hop Through Town" that took place on the Saturday before Easter. There were 78 participants and the goal was to invite residents into the stores.

Finally, Coleman advised that she had a very good meeting with the proprietor of the farm stand that is held in front of Town Hall. It was agreed that the farm stand will move slightly to accommodate those picnicking during the upcoming picnics on the plaza.

Greene advised that he attended a special meeting of the Marin Telecommunications Agency (MTA). The meeting was convened to decide whether or not to move the source of funding for MTA, and consequently for the Community Media Center of Marin (CMCM). The transition is going to occur, shifting the source of funding from a franchise agreement negotiated in 2006 to a statutory basis.

Town Manager Debbie Stutsman advised that the Recreation Department held two egg hunts over the weekend. On Friday night, a flashlight egg hunt was held for 200 or 300 children ages 8 and above. On Saturday morning, children ages 7 and under arrived with their parents for an egg hunt, magic show, jumping and bouncing houses, as well as to have a look at the Recreation Department's Summer Camp Fair. The events were very successful and Stutsman commended the Recreation Department on an exemplary job.

As Dick Schaeffer of Sycamore Avenue had further public comment, Greene reopened the public hearing.

Schaeffer has recently become disabled and observed that there are very few spaces designated specifically for disabled persons on San Anselmo Avenue.

Schaeffer further observed that bicyclists routinely run through stop signs on San Anselmo Avenue, creating a very dangerous situation. He suggests parking a police cruiser next to Ludwig's to deter the cyclists.

Greene responded that the Town does not have enough police officers to be present everywhere and that the Police Department does show a heightened awareness on weekends when packs of cyclists tend to come through San Anselmo on the major bike route that runs from San Francisco to west Marin. He has observed officers ticketing cyclists at stop signs many times. Greene concluded by offering that Council will keep Schaeffer's comments in mind and give the matter special attention.

Councilmember Kroot reported that Susie at Hilda's has mentioned the difficulties encountered by Schaeffer and other disabled patrons with regard to parking. The Traffic

Safety Committee is looking into the situation and considering whether or not some loading zones can be created to help those in Schaeffer's situation.

Greene closed the public hearing.

1. CONSENT AGENDA: ITEMS ON THE CONSENT AGENDA MAY BE REMOVED AND DISCUSSED SEPARATELY. DISCUSSION MAY TAKE PLACE AT THE END OF THE AGENDA. OTHERWISE, ALL ITEMS MAY BE APPROVED WITH ONE ACTION

- (a) Approve minutes of April 12, 2011
- (b) Approve the Revenue and Expenditure Report and Quarterly Treasurer's Report for the period ending March 31, 2011
- (c) Approve Recreation Revenue and Expenditure report for the period ending March, 2011
- (d) Approve Emergency Projects Fund (flood related) Revenue and Expenditure report for the period ending March 31, 2011
- (e) Adopt Resolution 3944 approving the Ross Valley Paramedic Authority Tax Levy for the 2011-2012 fiscal year
- (f) Acknowledge and file report on the Town's cash handling procedures
- (g) Approve Resolution 3945 and letter of support for SB790, to facilitate community choice aggregation in California
- (h) Approve Resolution No. 3946 amending Resolution 3943, approved April 12, 2011, declaring a state of local emergency, to add language regarding transmitting the resolution to higher levels of government.

Greene opened the public hearing. As there was no comment, he returned the matter to Council.

Coleman pulled Item 1(b) from the Consent Agenda.

Item 1(b): Coleman asked how home businesses are regulated in San Anselmo.

Finance and Administrative Services Director Daria Carrillo responded that residents are expected to register their businesses.

Stutsman added that Joanne Kessel researches the fictitious business notices in the Ross Valley Reporter in addition to looking for signs of new businesses.

Greene asked if the Town is continuing the trend of collecting less revenue and spending more than in the comparable time period last year.

Carrillo responded that the Town both collected and spent less. The major change in both categories has to do with the Ross Valley Fire Department composition. The Town has collected \$882,000 less than the same amount last year and about \$675,000 of that had to do with the Fire Department. Another \$88,000 of that had to do with changes in the way the Town accounts for the sales tax based on recommendations by the auditors; this is a

timing issue that is distorting the comparison. Also, last year the Friends of the Library made an especially large contribution of about \$30,000. The expenditures are down about \$734,000 and \$701,000 of that has to do with the Fire Department changes. The actual percentages of revenues collected in most cases are about the same as last year because the budget has been adjusted downward for some items. Consequently, the Town collected less revenue but remains on track with its budget.

Greene noted that as he looks at the revenue items, it appears consistently to him that the Town is bringing in less than it did a year ago and that comparatively, in terms of what is going out in expenditures, the trend is in the other direction. The Town's costs seem to be incrementally increasing.

Carrillo confirmed that this is the case.

M/s, Kroot/Thornton, to approve Items 1(a) through 1(h). AYES: Coleman, Greene, Kroot, and Thornton. NOES: None. ABSENT: McInerney.

2. **APPROVE THE RESOLUTION ADOPTING THE 2011 SAN ANSELMO CLIMATE ACTION PLAN. THE PURPOSE OF THE CLIMATE ACTION PLAN IS TO COMPILE EXISTING AND POTENTIAL STRATEGIES THAT THE TOWN'S GOVERNMENT AND THE COMMUNITY CAN TAKE TO ADDRESS CLIMATE CHANGE**

Senior Planner Phil Boyle presented the staff report. The purpose of the San Anselmo Climate Action Plan (CAP) is to compile existing and potential strategies that the Town's government and the community can take to address climate change. An inventory of Greenhouse Gas (GHG) emissions from both government operations and the community was taken in 2005, using the year 2005 as a baseline.

At the April 4, 2011 meeting of the Planning Commission, the Commission forwarded a recommendation of approval of the San Anselmo CAP to the Town Council, along with suggestions for the Council to consider prior to adopting the plan. The Quality of Life Commission reviewed and discussed the CAP on April 11, 2011, and recommended approval, adding recommendations and brief discussion of how those recommendations are addressed in the CAP or could be addressed in the near future.

Boyle introduced Christine O'Rourke, Sustainability Coordinator with the Marin Climate and Energy Partnership; O'Rourke is the principal author of the plan.

O'Rourke discussed some of the actions recommended in the plan for reducing GHG and the associated reduction calculations. These figures are itemized on Page 30, Table 3 "Mitigation Measures for Community Emissions" and Table 4 "Mitigation Measures for Government Operations Emissions" of the San Anselmo Climate Action Plan draft. She further identified some of the measures the Town can take to encourage residents to engage in recommended actions.

O'Rourke turned to Appendix B "Summary of Recommended Actions" of the draft on Pages 60 and 61 to highlight programs providing the highest levels of GHG reduction.

In response to Thornton's observation that percentages had not been provided for the figures in Appendix B, O'Rourke advised that she will provide specific percentages with regard to the GHG reductions, which are currently expressed in metric tons.

Coleman referred to Page 22 of the draft, noting the bar chart in Figure 3 depicting the average Marin County resident as using 27 global acres, the largest number by comparison to that of U.S., France, Germany, Italy, and the World Average. She asked O'Rourke why the Marin County figure is so large.

O'Rourke speculated that the Marin County figures and the U. S. figures are high compared to those of European countries for a variety of reasons: Europeans drive smaller cars; they walk and bike more; they live in a compact, village-like setting as opposed to a suburban environment; and they typically live in smaller homes.

Coleman asked if the Town's energy bills had decreased in response to the mitigation measures already instituted and listed on Page 19 of the report.

O'Rourke responded that a future GHG inventory for 2010 should provide some feedback and help to answer Coleman's question.

Referring to figures on Page 37 of the draft, Coleman would be interested to know what the solar payments have been for the Fire Department. She is also interested in the Property Assessed Clean Energy (PACE) Bond Program.

O'Rourke replied that Marin County is hoping to partner with Sonoma County to participate in the program and it is addressed in San Anselmo's CAP.

With regard to Item 5 on Page 40 of the draft, Coleman asked if multi-family dwelling residents participate in recycling programs.

Stutsman responded that some do and that it largely depends on the involvement of the residents and requires a coordinator.

Stutsman added that Item 5 of the agenda for the current meeting addresses zero waste grant programs and that participation in these programs requires multi-family dwellings to adopt recycling programs.

Coleman noted that one of the Planning Commission's recommendations is to adopt one or two measures and promote and discuss them for one year; she suggested unveiling these efforts at the upcoming Country Fair Day.

Stutsman noted that Fairfax engages in zero waste at community events; the Town also relies on the events as an opportunity to educate residents. This is one of the endeavors to which San Anselmo's grant funds would be directed if funding became available.

Kroot observed that the report is eye-opening, especially with regard to energy use in California homes as depicted on Page 42. He further observed that transportation is a

dominant sector of energy use and asked what could be done on a community-wide basis in addition to asking residents to walk.

O'Rourke replied that taking public transportation, cycling, carpooling, and ridesharing for school students as well as encouraging the purchase of hybrid or electric vehicles would be helpful.

In response to a question from Coleman regarding coordination of programs to transport students, Stutsman advised that the Transportation Authority of Marin (TAM) organizes school pools.

A discussion ensued regarding the year-to-year fluctuations in Marin County emissions; possible explanations offered included the suggestion that the inclusion of recession years in the timeframe may have much to do with the decreases in emissions.

Thornton noted that the Community Inventory Results on Page 26 seem to be formula-driven and dependent on averages.

O'Rourke replied that for energy use, actual usage is provided by PG&E; transportation emissions are more of an estimate based on vehicle miles traveled and are compiled by the Metropolitan Transportation Commission (MTC).

In response to Thornton's question, O'Rourke clarified that Table 3 on Page 30 assumes an increase in emissions between 2005 and 2020, with most of those increases taking place in the transportation sector.

A brief discussion ensued with regard to mitigation measures as outlined in Pages 36-37 and the comparative costs of those measures. O'Rourke noted that some companies offer leases on home solar systems to reduce costs, thereby making these systems more affordable for some.

Greene noted that there is no discussion of the specific companies that provide financing opportunities; he would like to see some sources of this type added to the report.

O'Rourke responded that there are some public education and outreach programs available and discussions are on-going with regard to plans to bring vendors into a meeting at which residents could ask questions.

O'Rourke confirmed that the scope of the report is to address matters relevant to the generation and reduction of GHG, noting that some measures provide additional benefits; residents who walk rather than drive are not only reducing emissions, but also improving their health.

Greene asked if a decision had been made to not include mitigation measures that look to growing plants and encouraging low-impact development directing rainwater appropriately.

O'Rourke replied that the report is more concerned with hot water usage and focused on reduction in this area. With regard to runoff issues, there is energy used by sanitation agencies to pump water, but it is difficult to quantify.

Greene would like to see the inclusion of low-impact development. The appropriate direction of rainwater would make pumps unnecessary. He asked if, aside from the overarching time exigency of GHG, there a specific time exigency with regard to approving or adopting the report.

O'Rourke advised that if a statement in the CAP addresses an issue that surfaces in the future, it becomes much easier to move forward with specific programs that might come up.

Thornton asked about the ClimateSmart program mentioned on Page 32.

O'Rourke advised that ClimateSmart is a PG&E offset program for both electricity and natural gas use.

Thornton assumes climate action plans grew out of the AB32 requirements for reducing carbon emissions or GHG by a certain percentage by 2020.

O'Rourke clarified that the goal set by the AB-32 legislation was to reduce emissions to 1990 levels by 2020. Because it is unknown what San Anselmo's emissions were in 1990, she followed the state's directive of looking at emissions in 2005 and reducing those figures by 15 percent to get back to an estimated 1990 level.

Greene asked if ClimateSmart is related to the SmartMeter program.

O'Rourke explained that ClimateSmart focuses on marshland restoration and tree planting projects that are balancing emissions by taking carbon dioxide out of the atmosphere.

Greene opened the public hearing. As there was no comment, Greene closed the hearing and returned discussion to Council.

Kroot appreciates the Planning Commission's suggestions and believes more steps can be taken. He suggests looking at lowering permitting fees as well as other incentives, including installation of solar panels, installation of dual glazed windows, installing high efficiency furnaces.

With regard to the minutes from the last Planning Commission meeting and comments about auto emissions, Kroot added that Council has very little authority over how much gasoline automobiles consume or what kind of automobile residents drive.

Thornton is pleased with the quantification of elements and the identification of various alternatives. She sees the plan as a roadmap for the Town to refer to as funding becomes available in the future.

Coleman is very grateful for the information. There are a lot of practical measures that can be implemented and she thanked O'Rourke for her efforts.

Greene believes it is a very good first step.

Thornton thanked the Planning Commission and the Quality of Life Commission for their review of the plan.

M/s, Thornton/Coleman, to adopt Resolution 3947 approving the 2011 San Anselmo Climate Action Plan. AYES: Coleman, Greene, Kroot, Thornton. NOES: None. ABSENT: McInerney.

3. REVIEW REQUEST OF OPEN SPACE COMMITTEE TO GIVE A PRELIMINARY ENDORSEMENT TO A PLAN TO BUILD A TRAIL FROM MEMORIAL PARK TO SORICH PARK, TRAVERSING TOWN PROPERTY, SUNNY HILLS SCHOOL, AND THE MOUNT TAMALPAIS CEMETERY

Stutsman presented the staff report, observing that it is a request for a preliminary endorsement of a plan. She noted that the Sunny Hills School, the Mount Tamalpais Cemetery, and Marin County need to register their support for the project in order for it to proceed.

Jonathan Braun, co-chair of the Open Space Committee advised that the Town has had a plan in place to put a trail on the Sunny Hills Ridge since 1976 and over the last eight years, the Open Space Committee has been developing that concept. It would be very helpful to have a general preliminary endorsement from the Council in order to proceed with the other parties. Braun introduced his co-chair Brian Crawford.

Crawford advised that the trail would be approximately 4,000 feet long and start behind the American Legion Log Cabin and go up through a parcel of Town land, come out on the Sunny Hills ridge and enter Sunny Hills land, climb to the top of the ridge, and hit an existing dirt road that runs to the corner of the cemetery.

The hope is to acquire the necessary agreement, easements, and recruit volunteer labor, and purchase materials through donations, Town funds, or the Open Space Committee.

Kroot asked for clarification that there is currently no trail behind the log cabin.

Crawford advised that there is no trail on Town land at all at this time. One of the issues that needs to be addressed is the county's preference for multi-use trails. This trail would not work for horses or bikes; some sets of stairs would be necessary and it would be geared to pedestrians specifically.

Greene asked if any part of the trail impacts the Draper property.

Crawford advised that the trail is just outside of the Draper property.

Karen Bischoff, Sunny Hills' Director of Property and Risk Management, advised that Sunny Hills School is in preliminary support of the project.

Greene opened the public hearing.

Jerry Draper, Sacramento Avenue, is glad to see the trail mapped out as it is, confirming that it is not on his property.

Draper believes there are some procedural issues that need to be addressed. He was not advised of this meeting and it was not noted in the Open Space agenda on the internet. He is concerned that other families that would be impacted by developing this trail may not have been informed about these discussions. Draper reminded all that trails have impacts and can be expensive to develop in light of environmental reporting requirements.

Interim Planning Director Diane Henderson confirmed that there would be a specific process to go through. No plans have been submitted to the Planning Commission. Henderson further advised that the Town's General Plan seems to show the trail on the Draper property, possibly necessitating an amendment to the General Plan. She further advised that the project may require design review and would most certainly require environmental review. Neighbors would be notified of the plans for the project. Henderson added that she could not speak to ADA requirements for the project.

Kroot asked if the Town would be working with the county planning department on this project.

Henderson confirmed that both jurisdictions would have to work on the plan together.

Greene is concerned procedurally. Additionally, he is concerned about the request for an endorsement as the residents within 500 feet of the project have a right to know that Council is considering this. He asked for direction from the Town Attorney.

Town Attorney Rob Epstein believes that the action requested has no legal significance and does not see how there would be a Brown Act or Political Reform Act violation. The concern about ADA requirements is something he shares and would need to be investigated.

Coleman interprets the request from Open Space for endorsement as a statement of interest.

Kroot sees this as a hiking trail that residents could enjoy for a long time. He is hopeful it can be worked out.

Epstein advised that the situation is very much like a request for direction as posed to Council from time to time by staff. Epstein suggested that each Councilmember indicate an opinion.

Thornton supports moving forward and looking at the possibility of developing the trail.

Coleman is interested in looking at the project.

Greene is in total support of the project provided all the proper noticing occurs.

4. UPDATE REPORT AND TIMING FOR REPAIR OF SLIDE AND ROADWAY DAMAGE ON REDWOOD ROAD AND SCENIC AVENUE

Thornton recused herself from the discussion.

Assistant Public Works Director Sean Condry presented the staff report.

March storms necessitated the closure of Redwood Road and enforcement of limited access on Scenic Avenue. Miller Pacific Engineering Group is finalizing reports on the condition of the roads. Based upon their preliminary reports, which included soil boring on both roads, the following is recommended:

At 390 Redwood Road, a 50-foot long, drilled pier supported retaining wall is recommended, as well as a V-ditch and drainage. The estimated cost is \$98,000. Construction is slated for the end of May or the beginning of June with a completion date of June 30.

At 460 Scenic Avenue, a 65-foot long, drilled pier and tieback supported structure is recommended. The estimated cost is about \$140,000. Construction is slated for the end of May or the beginning of June and extending through the month of July.

Greene asked how the projects will be financed.

Stutsman is hopeful that a state or local declaration of emergency will place the Town in a position to seek state funds to complete the work. There has been a presidential declaration for this storm. There has been no declaration on the part of the state because of California's precarious financial situation.

Stutsman has been working with staff at the Marin County Office of Emergency Services to document the damage. If assistance is not forthcoming, the repair expenses will need to be paid from the Town's road maintenance fund.

Greene asked about the road maintenance fund.

Stutsman responded that the Town is currently working on a five-year plan for road maintenance and planning on spending about \$700,000 per year for the next five years. This figure includes the \$400,000 general fund contribution, \$170,000 in road impact fees, and about \$100,000 from TAM. It also includes buying down some of the reserve which is about \$600,000.

Stutsman added that Scenic Avenue is unsafe and Redwood Road is closed, which is alarming to the Fire Department.

Greene opened the public discussion.

Laurie Wright, Scenic Avenue, advised that it is concerning when there is only one way down the hill. She is pleased to hear that the work will be completed before next winter.

5. APPROVE RESOLUTION AUTHORIZING THE FILING OF A \$16,614.67 ZERO WASTE GRANT APPLICATION TO DRAFT A CONSTRUCTION/DEMOLITION ORDINANCE, A COMMERCIAL AND MULTI-FAMILY RECYCLING ORDINANCE, AND INSTITUTE A ZERO WASTE PROGRAM FOR TOWN EVENTS

Thornton returned to the dais.

Stutsman presented the staff report. San Anselmo is a member of the Marin County Hazardous and Solid Waste Joint Powers Authority (JPA). A zero waste plan has been in the works for the past year. A goal is to try to help each jurisdiction to meet some of the zero waste program goals. A grant program has been developed and requires four actions: (1) a zero waste resolution; (2) a construction and demolition ordinance; (3) a commercial and multi-use family recycling ordinance; and (4) commercial and/or residential food scrap recycling.

The proposal is to authorize the Town Manager to submit a grant application for the two of the four items noted above which have not been addressed: items (2) and (3). Additionally, funding is being sought for a recycling and zero waste program for local events, including Country Fair Day and possibly the Art and Wine Festival.

The grant could also be used for recycling programs at summer camps, composting classes, and purchase of additional recycling containers.

Thornton asked about the costs and adequacy of the funding.

Stutsman believes model ordinances will be provided, very little staff time will be required, and funds should be available for the other projects mentioned.

Greene opened the public forum.

Chantal Maher, Quality of Life Commissioner, advised that she is very excited to hear about this and noted that Quality of Life would love to be involved in the effort at Country Fair Day. The Agricultural Institute of Marin has a program for which they are seeking volunteers for zero waste education at the farmers' markets.

Greene closed the public forum and returned the discussion to Council.

Coleman asked that the Beatles Night and Picnics on the Plaza events be included in the zero waste and recycling effort.

M/s, Kroot/Thornton, that the Town approve Resolution 3948 authorizing the filing of a \$16,614.67 Zero Waste Grant application to draft a construction/demolition ordinance, a commercial and multi-family recycling ordinance, and institute a zero waste program for

Town events, create educational events, recycling programs at summer camps, and composting classes, and to purchase additional recycling containers, as well as to fund promotion. AYES: Coleman, Greene, Kroot, Thornton. NOES: None. ABSENT: McInerney.

6. ROSS VALLEY SANITARY DISTRICT: CONSIDER REQUEST TO APPOINT A COUNCILMEMBER LIAISON WITH THE DISTRICT AND DISCUSSION OF CURRENT RATE REQUEST AND RESIDENT CONCERNS

Stutsman presented the staff report. The Town recently received a letter from the RVSD inviting San Anselmo to appoint a liaison to the district to help promote communication between the two agencies. If Council appoints a liaison, the RVSD will appoint a liaison to be available to the Town. Stutsman further advised that a number of calls have been received with regard to the district's request for substantially increased fees.

Frank Egger, member of the Board of the Ross Valley Sanitary District, reported on the recent spills within the Ross Valley Sanitary District and activities of the Board. A special meeting was scheduled for April 7 to discuss the annual rate increase from \$520 to \$904. A public hearing was held at the Kent School District Offices. The matter returns to the Board on Tuesday, May 3. Egger advised that he has suggested that the rate increase appear on the ballot. He supports the appointment of a liaison with the district.

Greene thanked Egger for advising Council on the activities of the district and asked if Egger would act as the district's liaison to San Anselmo.

Egger said that hasn't been decided as of yet.

Greene opened the public hearing.

Jonathan Braun, Scenic Road, spoke against the Ross Valley Sanitary District's proposed rate increase.

As there was no further comment, Greene closed the public hearing and returned the discussion to Council.

Thornton thanked Mr. Egger for his comments. She has attempted to work with RVSD staff and has had bad experiences. If there is willingness on the part of the Board to name a liaison, it would help open up communication tremendously.

Coleman spoke to the blatant disregard for the state of the economy inherent in the district's request for a rate increase and alluded to financial mismanagement. She concluded that if appointing a liaison would be helpful, she is in support of it.

Kroot believes it is a good idea to appoint a liaison. It is difficult to watch the ways the character of the district has changed over the years. The rate increase is too much at this time. The financial realities are unknown and the district needs to consult with experts as to how much pipeline they need to replace annually or whether they should hire eleven new staff members as proposed rather than rely on contract employees, etc. Kroot has

also heard discussion of an effort at forced consolidation among the sanitary districts and feels that such a restructuring would be a loss to the residents of the Ross Valley.

Greene is not sure the matter should be addressed until Councilmember McInerney returns, as he would like the benefit of McInerney's thoughts before making his own decision.

He is uncertain about the request for a liaison from Council. The district seems out of control and Greene is gratified by Egger's appointment to the board. Greene is not certain the creation of the liaison position is not an attempt to spread the rampant and widespread dissatisfaction the district is currently experiencing from its constituents. This may be an attempt on the part of the district to become less accountable for the consequences of its conduct than a sanitary district should be. Greene finds it insulting after repeated requests for a representative of the district to come to Council have gone ignored.

M/s, Thornton/Coleman, to continue the item regarding the Ross Valley Sanitary District liaison to the next Council meeting. AYES: Coleman, Greene, Kroot, Thornton. NOES: None. ABSENT: McInerney.

7. DISCUSSION ON THE RECOMMENDATION FROM THE FAIRFAX TOWN COUNCIL ON THE ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE

Stutsman presented the staff report. The Analysis of Impediments to Fair Housing Choice (AI) broadly identifies the actions, omissions, and conditions in the county that may have the effect of restricting housing choice for people protected under state and federal fair housing laws. The AI both identifies impediments to fair housing choice and makes recommendations to overcome the effects of those impediments.

Stutsman referred to the attached executive summary of the AI report and noted that it was recommended by the Fairfax Town Council that San Anselmo take public comment on the document and relay them to the CDBG Subcommittee.

Coleman asked if it was being recommended that Council take action on Mayor Larry Bragman's letter, which is also attached to the staff report, as she feels there are some items she would want to discuss in depth. She pointed to Item 3 of Bragman's letter, asking for clarification as to whose staff would be responsible for these items.

Stutsman believes Bragman is referring to CDBG staff.

Greene shares Coleman's concern that it is not at all clear whose staff is referred to in Item 3.

Coleman also questioned Item 4's reference to a pipeline study; she is unclear as to what pipeline study Bragman makes reference to.

Coleman advised that the public comment deadline has been extended to May 16 and feels that having discussion at such a late hour precludes meeting the goal of obtaining

significant public comment. Additionally, it is Coleman's understanding that the public comment should be coming from the agencies affected by the CDBG grants.

Thornton asked if CDBG has been dealing with this and whether or not that is the appropriate venue for receiving public comment.

Coleman replied that when the final grant meeting was held, Fair Housing gave an extensive presentation. At the conclusion of the PowerPoint it was revealed that there had not been any public comment. Coleman had suggested that the people directly affected, the clients, should be consulted. Perhaps Bateman could provide Council with more current information.

Kroot would like to continue the item to the next Council meeting.

Stutsman will ask the authors of the AI report to come to the next Council meeting and will contact Bateman to clarify some of the information.

Greene asked if there was any time exigency attached to Item 7 with regard to ABAG and RHNA figures.

Coleman advised that there was no discussion of ABAG or RHNA at the meeting she attended.

A brief discussion of the SCS and RHNA numbers for various jurisdictions ensued.

In response to the suggestion that this item be continued to the next meeting, Stutsman reminded all present that the Independent Expenditure Ordinance is on the agenda for the next meeting as well.

Town Attorney Rob Epstein suggested that the Independent Expenditure Ordinance be moved to the second Council meeting in May.

M/s, Thornton/Kroot, to move Item 7, a discussion of the recommendation from the Fairfax Town Council on Fair Housing Choice, to May 10. AYES: Coleman, Greene, Kroot, Thornton. NOES: None. ABSENT: McInerney.

8. ADJOURN

Greene adjourned the meeting at 10:00 p.m. in honor of retired Ross Valley Fire Chief Richard McLaren, who passed away on April 19, 2011.

Respectfully submitted,
Nancy Harris