

Minutes of the regular meeting of the San Anselmo City Council held June 9, 1970  
 Present Councilmen: Perry, Capurro, Anderson, Stewart, Reed  
 Mayor Reed, presiding

PUBLIC DISCUSSION

Hans Schneider, 35 Brookside Drive asked what is going to be done about drainage problem on his property?

City Engineer stated nothing further has taken place since he reported on Morningside Court drainage problems, has in his budget several items for modification of Sleepy Hollow channel. Mr. Schneiders problem is about the same as Mrs. Rapp and others, should get a plan to correct all these deficiencies, don't know how city can determine who has priority. Mayor asked Mr. Schneider to go to Public Works office and check with engineer to see what is in his budget, if he is not satisfied with what is planned, come back to council and same will be placed on the agenda.

Mr. Dan Radke, 250 Sequoia Drive questioned the "not city maintained" street signs which are installed at Sequoia & Grove Hill.

City Engineer stated a number of years ago the City Council felt it would be wise to post numerous streets that were not city accepted streets so new owners of property would realize they were not moving on a city accepted street but a street that was maintained by city policy to keep open for emergency vehicles, this has been going on for many years and is a difficult policy to change, probably a policy the city does not want to change.

Mr. Radke stated he is satisfied with street but does not like all the signs that have been installed at Sequoia & Grove Hill, feels this destroys the value of his property. Mayor Reed stated it is assumed when purchasing property you would be aware of the status of the street, we should never have allowed these unaccepted streets in the first place, our feeling that the best we could do was to notify people and felt this was the best way of doing so, Mayor Reed asked if council wanted to put this on future agenda?

Councilman Perry said he see's no need to put same on future agenda, feels notice of street condition is beneficial, if people in area want to make expenditure for improvements, street can be brought up to standard and city accept same.

Councilman Capurro stated man has right to be heard and his neighbors also, should have a meeting and hear them. Councilman Capurro moves this particular item be put on agenda for future discussion. Motion failed for want of second.

Mayor Reed said if council is considering changing their minds we should hear them, if not, we should forget same. no use in building up false hopes. No further action at this time.

NORMAN LEACH stated June 21 to 27 is United Nations Week and request council to declare date. Mayor asked this be discussed later this evening as same is not on the agenda.

CONSENT AGENDA:

Councilman Capurro stated he is against this, he gets the agenda on Friday night and cannot go over these items before the meeting.

1. Approval of the minutes of May 26, 1970 with the following corrections:

Parks & Recreation Agreement: Remove sentence "our feeling, if we only use schools within the district, only use facilities within the district, and provide services to children going to these schools," (insert the following) "my feeling is that the city should use only the school facilities within city limits and our recreation service should be confined to residents of the city. If the school conducts a program on city facilities. it would be reasonable that the school district establish the area of participation, (then continue) but if the city starts serving Sleepy Hollow with our recreation program, we are serving people who are not paying taxes to support it.

Request of Isabel Cook PTA use of city equipment: before motion add: " it was found that the city has the use of said property through agreement with the school district."

Public hearing Anti-war letter & resolution: After motion add the following:  
 Councilman Perry stated his no vote was based on two grounds: first, that it is not a city council function to dictate foreign policy, and second, if the council were to take a position, his vote would be in support of the president. Councilman Capurro voted no for the same reason.

Library Board: change term of John Burk to read 1973 instead of 1963.

Planning Commission: appointment of John Colteaux was passed unanimously

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2. CLAIM of John Martin, Clancy, to file a later claim. City Council denied application to file a late claim.

3. Referral of draft of sign ordinance to City Attorney. Speaking on this matter Councilman Stewart reported on June 25 a slide presentation touching on San Anselmo business establishments and also the sign ordinance will be held at the Seminary and hopes members of the council will be free to attend.

Resolution No. 1303

4. Claims and Demands for the month of May. Approved

M/S Councilman Perry-Anderson acceptance of consent agenda including amendments to the minutes. Passed unanimously

DRAINAGE PROBLEM, 112 Floribel Avenue ( Virginia Rapp)

City Engineer stated Miss Rapp has presented deed and title report to his office. Miss Rapp has filed for Federal funds, all city claims have been approved, this money will not come thru for about a year, if Miss Rapp does not do anything, city will have to do work and place as a lien on her property. Miss Rapp stated she does not have the money to do this work.

M/S Councilman Perry-Anderson the City Council finds this condition a public nuisance and ordered abated, allow 30 days to commence improvements and improvements be completed by Sept. 1st. Unanimously passed.

Mayor Reed informed Miss Rapp if she can't do work, it's better to refuse and give public agency a chance to go in and do same. City Engineer and City Attorney were instructed to prepare necessary letter for Miss Rapp's signature so that the city can proceed with work.

REQUEST OF "SUNRISE ART GUILD" (Seth Seiderman)

Seth Seiderman presented progress report of this student organized non-profit group, stated they are trying to establish an art workshop in San Anselmo, need for place to operate and also financial assistance.

Councilman Perry thinks overall concept has merit, feels this should be referred to Parks & Recreation to study.

Councilman Capurro feels should endorse in concept, can't put any funds into this, should have gone to Parks & Recreation first.

Councilman Stewart said budget session with Parks & Recreation on June 18, might be good idea if Seth Seiderman came to that meeting.

M/S Councilman Anderson-Stewart the City Council endorse Sunrise Art Guild in concept as presented by Seth Seiderman and refer same to Parks & Recreation Commission. Passed unanimously

ANIMAL CONTROL

City Administrator reported he received a memo from Tim Jackson of County Administrators office stating county administrator will recommend to Board of Supervisors that the program be continued without a requirement of city cost-sharing for 1970-71. John Gill representing Humane Society was present at meeting to answer any questions. Mayor Reed asked are we going to have more control of pets that are not under control today, there are a number of uncontrolled dogs in this area and and what we basically want is assurance we will have quicker control over dog bites or molesting.

Mr. Gill stated they have increased their patrol and hope to continue.

Mrs. Erwin complained about roving dogs at Drake High. Mayor Reed asked the City Administrator to write to Mr. Allison asking that the Humane Society representative be permitted to enter school premises to resolve dog problem.

M/S Councilman Anderson-Capurro letter be sent to Board of Supervisors requesting they pick up the additional cost on animal control including so called city-share. Passed unanimously

SALARIES OF EMPLOYEES:

City Administrator stated he furnished Robt. Beedle & the City Attorney a copy of the letter from Pub. Employees' Retirement System on the matter of withdrawing from Social Security.

On the matter of longevity he presented City Council an analysis on the basis of 10-20 years in particular position and also on the basis that the employees were asking, so many years of service with the city-one is three times the cost of the other.

Mayor Reed asked if council had any comments, all familiar with package, talking about 6% cost of living increase, longevity pay and withdrawal from Social Security.

M/S Councilman Anderson-Perry approve 6% cost of living increase to all employees except Department Heads, effective July 1, 1970, salary subject still open.

Councilman Stewart asked if this is with the understanding salary increases still open for negotiation after hearing from other Marin County cities.

Councilman Anderson said this step would be based until further consideration given matter of salaries after other cities have acted, so we can eliminate this problem of being out of step immediately after we have made the adjustments that were suppose to bring us in step.

Councilman Perry stated at this point I think the understanding should be merely that this approval of 6% does not necessarily preclude further consideration of compensation to make our rates comparable in given categories of other communities, we don't necessarily imply that the people are going to get the raise at all or in given amounts or in certain categories, all we are saying that the door is not necessarily closed.

Councilman Capurro stated should not be guided by what other cities are going to do, can't see giving this 6% increase now and saying door is still open, if the door is open let's make the adjustment now and come up with a figure. Don't care what other cities are going to do, concerned about San Anselmo and it's employees, feels this 6% across the board is out of line, we are going to have to adjust it.

Councilman Stewart said he thought we were honoring request of employees, this is what they asked.

Councilman Anderson said one of the reasons we want to see what other cities are going to do, is Marin County is our labor market, can't totally ignore other cities.

Robt. Beedle speaking for employees said they would like to have action tonight. Mayor Reed said League of Calif. Cities recommends use of team approach, asks patience of employees, lets get 6% nailed down so employees have it, then go into negotiations. Motion to approve 6% increase passed on the following vote:

Ayes Councilmen: Perry, Anderson, Stewart, Reed

Noes Councilman: Capurro

Councilman Capurro voting no for reason he is not opposed to 6% pay increase across the board but opposed to method used.

Mayor Reed asked the City Attorney about legal requirements to instruct our negotiating team. Mr. Buresh stated went over model ordinance on this subject, requires the employees to have an election by secret written ballot to appoint their representative so they may bargain in good faith, it encompasses an employee-relation officer, who in turn may delegate some of his duties. Mr. Buresh will have a resolution prepared for council's approval for the meeting of June 11th.

Matter of withdrawal from Social Security. City Attorney stated he sees no harm in indicating intention to withdraw, have two years to make study, many things to be gone over. City Attorney read in full a resolution on withdrawing from Social Security, no action taken on resolution and Mayor put this over until next meeting.

M/S Councilman Anderson-Perry to approve expense of \$180.00 for purpose of actuary survey contemplating withdrawal from Social Security. Passed unanimously

#### COUNCILMEN'S SALARIES AND EXPENSES

Councilman Perry stated during the campaign prior to the City Council election, I made a point of stating that I was against payment of salaries to councilmen. It's been made known to me that councilmen's salaries cannot be changed by vote of the councilmen, but has to be changed by a vote of the public. The salaries that are paid to councilmen at this time consist of \$25.00 per meeting or maximum of \$75.00 per month per councilman. The City is under financial stress, faced with prospect of increased rate, going to be pressed from several quarters for increased cost on salaries, capital improvements, etc., see's this is one point at least where a token cut back can be accomplished and thought the salaries that are paid at the present time to councilmen consist of \$25.00 per meeting or maximum of \$75.00 per month per councilmen and in our budget we have to allow amount to cover this commitment. Personally feels the compensation is modest when you consider the amount of time that is required on the job, don't think San Anselmo can afford to properly compensate the councilmen for all the time they spend and this being the case you have to look at councilmen's salary being a token at best, feels we should eliminate the salary as such intoto and instead implement a program of a lesser reimbursement of actual costs incurred, whether it be travel, telephone, mailing or whatever, but at least have it correspond substantially with out of pocket expense incurred by councilmen. Maybe we could have arbitrary selection of \$25.00 per month and then such additional amount that might be appropriate upon a requisition being submitted and approved by the rest of the council. Thinks this would cut down several thousand dollars expenditure of councilmen and he would be willing to submit to the public at next election.

Councilman Stewart said he is in complete agreement with Councilman Perry.

Councilman Anderson asked the City Attorney can council vote itself an expense account for a named amount, what does legislation say?

City Attorney stated 1961 legislation passed allows councilmen to be reimbursed for their actual and necessary expenses incurred in their official duties, don't need an ordinance or vote of people for this, same is already law, but to reduce same it has to be presented at some municipal election, but is not sure if a reduction would effect any councilman during his term of office, would have to check this further.

Councilman Capurro said he disagrees with Councilman Perry, if we want to change this, put it to the vote of the people or abolish same, let's do it, but don't talk about expenses when he was Mayor he lost at least 40 days work and when he is off, he don't get paid, feels we are putting something up that only rich wealthy people can afford to serve on council.

Councilman Perry this was not his intention, feelings were compromise of \$50.00 instead of \$75.00 per month.

Mayor Reed said if councilmen doing their job at all city could not afford to pay, he campaigned on this subject three years ago and would vote for a motion to put it back to the voters.

M/S Councilman Perry-Reed that the subject of the elimination in toto of salaries for San Anselmo City Councilmen be submitted to the voters at the next general election. On the motion Councilman Capurro stated opening the door, with the high cost of campaigning, in the future you are not going to get the regular fellow who is interested in city government to represent the people.  
Motion failed on the following vote:

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Ayes Councilmen: Perry, Reed

Noes Councilmen: Capurro, Anderson, Stewart

M/S Councilman Perry-Stewart at the next regular election, subject be submitted to the voters: shall salary of city councilmen not exceed \$50.00 per month. Motion passed on following vote:

Ayes Councilmen: Perry, Anderson, Stewart, Reed

Noes Councilman: Capurro

M/S Councilman Capurro-Stewart that the scale for Councilmen be \$25.00 not to exceed \$75.00 per month. Mayor Reed suggested amendment, shall City Councilmen's salary be \$25.00 with \$75.00 maximum per month, or \$50.00 per month.

M/S Councilman Perry-Anderson to recind motions. Passed unanimously

M/S Councilman Perry-Stewart at the next general election a measure be submitted to the voters of the City of San Anselmo, shall the City Councilmen be paid the present \$25.00 per meeting, maximum of \$75.00 per month or a maximum of \$50.00 per month. Passed unanimously

NORMAN LEACH spoke on UN Week June 21 to 27 and asked City Council to proclaim same and fly UN flag which he will donate during this week.

M/S Councilman Capurro-Stewart City Council proclaim June 21-27 as UN week and fly flag in its proper position. Passed unanimously

TOPICS: City Engineer reported 1969-70 amount was \$18,406 and 1970-71, \$19,037 was available and asked City Council to pass resolution it is the desire of the city to accumulate funds and combine same with gas tax and Urban Thoroughfare and use same for the improvement of signalization of Sir Francis Drake and Topic study.

M/S Councilman Anderson-Perry request of City Engineer for above subject be approved. Passed unanimously

~~CORRECTED PAGE~~  
APPOINTMENTS: Philip Heinecke, Chairman Planning Commission recommends the appointment of Martin Stuart as a member of the Design Review Board representing the Planning Commission. Councilman Perry nominates Martin Stuart. Passed unanimously

APPOINTMENT TO ECONOMIC OPPORTUNITY COUNCIL: Mayor Reed stated anyone interested in serving of this submit their application to City Hall.

PARKS/RECREATION (School Member) M/S Councilman Anderson-Stewart to ratify the San Anselmo School District Boards choice of Thomas Peacock. Passed unanimously

FIRE CHIEF's letter stating Water District is installing 8" main on Tunstead and asking permission of council to replace existing 2½" hydrant on Tunstead with larger hydrant he had purchased for Yolanda Court. M/S Councilman Capurro-Anderson approval to request of Chief and install hydrant, approximate cost \$425.00. Passed unanimously

AB 1313, BEVERAGE CONTAINERS: Mayor Reed stated as of Feb. 1, 1971 any beer or soft drinks must be in a returnable container or biodegradable container. Put this matter over for further study.

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ORDINANCE NO. 599 Carrying concealed weapons

M/S Councilman Anderson-Perry to dispense with further reading and adoption of same. Motion passed on following vote:

Ayes Councilmen: Perry-Capurro, Anderson, Stewart

Noes Councilman: Reed

ORDINANCE NO. \_\_\_ Boards & Commissions: Councilman Anderson said wants amendments worthwhile, question came up about changing expiration dates, City Administrator to take present positions of all standing boards and make recommendation to council.

Councilman Stewart reported on musical concert, trying to pin down date, will get a letter drafted to Musicians Union.

Meeting adjourned 12:00 until June 11 at 7:30 p.m.

Anita Gannon, City Clerk