

Minutes of the regular meeting of the San Anselmo City Council held June 23, 1970
 Present Councilmen: Perry, Capurro, Anderson, Stewart, Reed
 Mayor Reed, presiding

Mayor Reed read letter of resignation from Valerie Anselmo from Library Board.
 M/S Councilman Perry-Stewart to accept with regret the resignation, City Administrator to write letter expressing gratitude for many years of service. Passed unanimously

OPEN DISCUSSION: Mrs. Erwin spoke on parking in the red zone at Center & Saunders. Mayor asked Capt. Orr to have this matter checked out.

HEARING: Autohaus, Free standing sign

Mr. Grohs had been notified to appear and show cause why free standing sign should not be declared a nuisance. Mr. Grohs present stated he had painted out sign on building as council had requested. Mayor stated as this was taken care of, no further action necessary

HEARING, SENOR ALFREDO, FREE STANDING SIGN

Mr. Barthel had been notified to appear to show cause why his variance on free standing sign should not be revoked.

Councilman Perry stated Mr. Barthel has not complied with request for second sign, free standing sign went up prior to removal of other signs on building, can be construed as intentional, this body cannot sit by and do nothing. As Mr. Barthel was not present, Mayor said he would hold up the matter for later in the meeting.

HEARING: JUNKTIQUE, OUTDOOR DISPLAY

Mrs. Sonia Bermingham was notified to appear to show cause why legal action should not be taken for failure to comply with ordinance which prohibits outdoor display of merchandise. Mrs. Bermingham present stated she is only in the store 10 hours per week and in order to get customers, she has to display her merchandise. She cannot afford \$35.00 for use permit, stated Fairfax only charges \$5.00.

Councilman Capurro feels fee for use permit is steep and should be looked into by Planning Commission and City Council, would like to sit in at meeting and discuss same.

Mayor Reed said only recourse Mrs. Bermingham has is to apply to Planning Commission and if not, she cannot display merchandise outside, if she continues city will have to take other action.

Councilman Stewart said not trying to put Mrs. Bermingham out of business, he personally likes outdoor displays, urges Mrs. Bermingham to go before Planning Commission.

M/S Councilman Capurro-Stewart recommends this matter be sent to staff and Planning Commission for their analysis. Passed unanimously

REQUEST FOR ADDITIONAL DRIVEWAY, 1529 San Anselmo Ave.

City Engineer presented photos and reported two driveway entrances are permitted in multiple zoning, but must be at least 40 feet between such driveways, and a variance from the ordinance is required in this case. Parking problem in this area, need for two spaces. M/S Councilman Capurro-Stewart variance in spacing between driveway variance is in order, and approval be granted. Passed unanimously

BID FOR DEMOLITION OF 447 Laurel Ave.

Mr. Barry Rogers owner of property stated he had contacted Fred Grange to demolish same. City Engineer reported his office had received bids and the low bidder was Avella Excavating Co., in the amount of \$1,020.00.

M/S Councilman Anderson-Perry on matter of demolition of 447 Laurel Avenue, we award bid to Avella Excavating in the amount of \$1,020.00, said contract not be executed, provided the said structure is demolished and removed from the premises according to instructions of City Engineer prior to July 3rd at which time the award is void. Motion passed on following vote:

Ayes Councilmen: Perry, Anderson, Stewart, Reed
 Abstaining Councilman: Capurro

HEARING: NOTICE TO CONSTRUCT CURB & GUTTER, 176 LOS ANGELES BLVD.

City Engineer reported owner had been notified and letter had been received by Engineer's Office to proceed. Mayor Reed stated held hearing and applicant had been duly notified and did not appear.

M/S Councilman Perry-Anderson with respect to 175 Los Angeles Blvd we take note that after due notice and failure of owner of property to appear and upon advice of City Engineer that we have received consent to proceed with improvements, the council instructs the City Engineer to proceed with construction of curb and gutters on subject property, billing the owner and in the event of failure to remit, that such sum be established as a lien against the property and be reimbursed to the city according to matter as prescribed by law. Passed unanimously

HEARING, SENOR ALFREDO, FREE STANDING SIGN: Mr. Barthel not present at meeting. On granting permission for a free standing sign, stipulation was all other signs had to be removed and this has not been done.

M/S Councilman Anderson-Perry that the use permit for free standing sign granted by City Council is hereby revoked, because of non-compliance to conditions in granting said permit and free standing sign be removed not later than July 3rd. Passed unanimously

The hearing on this item was postponed from 8:15 p.m. until 9:12 p.m. and Mr. Barthel did not appear.

REQUEST, R.H. PARK ASSOCIATION:

Request was received from R-H Park Assoic. for funds to install drapes at R-H. M/S Councilman Perry-Anderson approval of \$430.00 expenditure for acquisition of drapes, amount to come out of R-H special fund. Passed unanimously

CIVIL DEFENSE & DISASTER PROGRAM

City Administrator read letter from Chas. Brown, City Mgr. of Novato and this matter will be discussed at the meeting of Mayors & Councilmen tomorrow night. Mayor Reed said first the City Council has to decide whether they want the County to provide disaster defense for San Anselmo or if we want to provide for ourselves.

M/S Councilman Perry-Anderson the Council instruct Mayor Reed that tomorrow night at the Mayors & Councilmen's dinner to take the position on behalf of the city, that any program for civil defense or disaster be undertaken and administered by the County on a county wide basis and that taxation for the support of such program be administered so there will be no double or inequitable taxation sofar as the municipality is concerned. Passed unanimously

SET MEETING TIMES:

1. Executive session June 29 at 7:30 and regular budget session starts at 8:30 p.m. Also budget session Thursday, July 2, 1970 at 7:30 p.m.
22. Council meetings for July will be on the 21 & 28

OFFER OF R/W SETTLEMENT NWPPRR

Letter re: property on Bridge Street, they are willing to recommend the conveyance of these two parcels #1 & #4 for \$2100.00.

City Attorney does not recommend city council accept this, we can enjoy easement without paying anything, also Mr. Cohn appraised at \$400.00, best use is for street. City Council instructed City Attorney to continue negotiations.

SIGN ORDINANCE: City Attorney suggests hold special meeting to go over same. Mayor suggests take all suggestions and study same, when City Attorney is through give same to City Administrator and then to Philip Heinecke.

APPOINTMENTS OF COUNCILMEN:

ABAG: Mayor Reed represents City and Councilman Perry as alternate.

CCPC: Mayor appointed Councilman Capurro with Council Stewart. Councilman Capurro stated they would also like an alternate from Planning Commission.

SCHOOL BOARD: Mayor Reed and Councilman Stewart.

FAIRFAX, ROSS, SAN ANSELMO: Mayor recommends Councilman Anderson and Stewart

TERMS ON BOARDS AND COMMISSIONS:

Mayor Reed recommends the following changes on appointments:

- Board of Review: Appointments will be in December
- Design Review: Appointments will be in September
- Library Board: Change term from 3 to 4 years
- Parks & Recreation: Appointments will be July 15
- Planning Commission: Appointments will be in August

M/S Councilman Capurro-Perry to approve changes as made by Mayor Reed. Passed unan.

Matter of vacancy on Library Board. Mayor stated have several applications and read the following names: Dr. Roy Fairchild, Jean Hill, Charles Monte, Col. Reuben Smith. Councilman Capurro nominates Col. Smith. Councilman Stewart nominates R. Fairchild. M/S Councilman Anderson-Perry nominations be closed. Passed unanimously. Council voted unanimously to appoint Dr. Roy Fairchild, this is contingent on his acceptance. This is a one year term, completing term of Valerie Ansel.

REQUEST TO PURCHASE JACK FOR MUNICIPAL SHOP

M/S Councilman Anderson-Stewart approval to expenditure of \$225.00 to purchase jack. Passed unanimously

DEFINITION OF "STRUCTURE"

City Attorney suggests send same back to Planning Commission, referred to Sec. 10.3-444 of the Municipal Code and add to it what they want. City Administrator to contact City Attorney.

MAYOR'S & COUNCILMEN'S AGENDA

Election to ABAG Executive Committee: Councilman Stewart suggests the name of Jean Barnard for council consideration. Mayor Reed said his choice most likely would be Anne Ellinwood. ✓

CCPC Report on 911 Emergency Number: no action

Appt: By-laws review committee to formalize election procedure. City Council will support.

Civic Defense & Disaster Budgets-Marin County. Already discussed by council.

CONSENT AGENDA:

CLAIMS of E.R. Richmond, et al., City Council denied all three claims and referred to the Insurance Carrier. ✓

REQUEST SWEEPER OPERATOR EXAMINATION: ^{Resol #1305} approved by council ✓

END OF YEAR APPROPRIATIONS-AUTHORIZE: approved by council. ✓

M/S Councilman Perry-Stewart accept consent agenda. Passed unanimously

City Engineer speaking on improvements of streets would like to include Kensington Road in the proposed street improvements for the coming year, approx cost \$1100.00, same is in bad condition.

Mayor Reed said in recent discussion with Sleepy Hollow Fire District on their problem with San Domenico School, it was mentioned the City has a similar situation with the Seminary, which has a very large tax exemption. Many Cities have sat down with these tax-exemp organizations and discussed a service charge. Kensington Road passes almost exclusively on Seminary property and would like to defer work on same until we have had a discussion with Seminary. Mayors asked the City Attorney if there would be any problem having this discussion. City Attorney sees no legal problem in talking with the Seminary, should be done by subcommittee. Mayor Reed appointed Councilman Anderson to work with him on this committee. City Administrator to contact National League of Cities for further information. ✓

City Engineer reported next street on list would be Bennit Avenue \$680.00 in 1969-70 budget. Councilman Capurro asked if we can't add this \$1100.00 to projects undertaking in this years budget, maybe lessen the load. Councilman Perry agrees with this. No action ✓

City Engineer reported on strip of black asphalt on Redhill and asked city council to look at this and comment on same. ✓

City Attorney reported under date of June 10, 1970 a letter was sent to all Chiefs and Sheriffs from Calif. Peace Officer's Assoc., with attached resolution concerning unions, and feels this would be a good item for meeting of Mayors and Councilmen. Council asks this be referred to Chairman for September agenda of Mayors & Councilmen. ✓

Councilman Anderson spoke on request from City of Novato to Board of Supervisors that the Balanced Transportation Program be retained as a priority appropriation in the 1970-71 budget and asked if City Council wants to send a letter to the Board of Supervisors supporting the work. Mayor stated council not only should support but should point out it is a function ^{between} "land use planning" and "people-planning in transportation". City Administrator to write letter. ✓

Meeting adjourned at 11:10 p.m. until June 29th.

Anita Gannon, City Clerk