

Minutes of the regular meeting of the San Anselmo City Council held Nov. 24, 1970
All present - quorum declared

Mayor Reed, presiding

PUBLIC DISCUSSION

Larry Husband, Chairman of Park & Recreation Commission read a report regarding the Commission and the San Anselmo School District. This will be discussed at regular meeting of the City Council.

Mrs. Nome brought up question as to whether there is a list of 150-200 illegal housing units in the City and Mr. Leitzell stated there is no list of illegal uses - there had been a list made up about ten years ago of uses which were not in conformance with the zoning, there was never a determination as to whether they were legal or illegal.

HEARING AND INTRODUCTION OF AMENDMENTS TO BUSINESS LICENSE ORDINANCE

Councilmen Anderson explained the changes which were involved - that this was the third highest proposal in revenue with a \$20.00 base and not \$25.00 base, \$350.00 maximum but still the same 50¢ rate we voted for. Only real change is the rate applied to the top of the scale instead of the middle of the scale. Councilman Capurro stated he was opposed to the increase and was surprised the businessmen of the community were not in attendance. Councilman Stewart felt this is a poor time to be increasing business license fees. M/S Councilman Anderson-Perry, Business license ordinance be read by title only, first reading.

REQUESTS FROM THE SAN ANSELMO GARBAGE DISPOSAL COMPANY

Mr. Myers representing the San Anselmo Garbage Disposal, stated it would help if they could have the dry waste be brought to within 15 ft. of pickup area. Mayor Reed stated that since we have the highest rates in the County with a higher level of service, backyard service should be continued, also reasonable that the Garbage Company should not have to go to several places to pick up' garbage.

Mr. Myers stated the pick-up area does not have to be exactly 15' for dry-waste. just so the distance it has to be carried is not unreasonable. Mr. Myers also stated they would like to start garbage collection at 6:00 a.m. in the commercial zone and the schools and 7:00 a.m. in the residential zones. The fact that the trucks must reach the dump, unload and leave the premises by 3:00 p.m. limits them in regard to time.

After discussion it was agreed this would be alright except collections should not start at the schools until after 7:00 a.m.

REQUEST FOR EXTENSION OF TIME, 16 FOOTHILL (Davis & Hatton)

M/S Councilman Anderson-Perry to grant a sixty day extension of time from Nov. 8, 1970 to complete the conversion of the house at 16 Foothill Road from duplex to single familt use in accordance with the requirements of the City Council at their meeting of September 8, 1970. Passed unanimously

REQUEST FOR SIGN, SLEEPY HOLLOW PRESBYTERIAN CHURCH

M/S Councilman Capurro-Stewart to approve the placement of a sign and arrow with the words "Sleepy Hollow Presbyterian Church" at the location shown on the sketch submitted by Harrison B. Kinney, Pastor, dated Nov. 18, 1970 with materials and location to be approved by the City Engineer. Passed unanimously

REQUEST FOR USE OF ROBSON-HARRINGTON BY PLANNED PARENTHOOD AUXILIARY

City Attorney questioned legality of renting this property, therefore, Mayor Reed put matter over until the next meeting so City Attorney can look into court order.

MULTIPLE USES: APPOINTMENT OF COMMITTEE

There was a discussion as to whether or not a member of the Planning Commission should be permitted to serve on this committee.

M/S Councilman Capurro-Stewart that Planning Commission members not be a part of the 15 people on this committee. Motion failed on following vote:

Ayes Councilmen: Capurro - Stewart

Noes Councilmen: Perry, Anderson, Reed

Committee appointed as follows:

Councilman Perry appointed: John West, Ronald Hill, John Colteaux

Councilman Capurro appointed: Pieter Toal, Daniel Goltz, Sarah Nome

Councilman Anderson appointed: Jack Olive, Paul Brand, Oliver Harle

Councilman Stewart appointed: Judy Ainsworth, Robert Lee, Jan Fairchild

Mayor Reed appointed: Philip Heineck, Marian Kelley, Wm. Franchini

Other name submitted will remain on list and will be used as substitutes.

STATEMENT BY COUNCILMAN STEWART REGARDING MULTIPLE USES

Councilman Stewart stated he was not in accordance with the Council action Nov.10, 1970 whereby the City proceeds with the two pending abatement matters involving Howey & Kagy. He disagrees regarding the abatement, the word "moratorium" was not used, but the word "continuance" was used in the motion. Councilman Stewart requested to postpone for just two weeks the pending abatement procedures and to request the City Attorney to research the possibility of coming up with the means by which the City can legally postpone abatement procedures without jeopardizing the democratic rights of people at large.

M/S Councilman Stewart-Capurro that the City Council postpone for a period of two weeks, pending abatement procedures involving multiple uses in R-1 districts and further request that the City request the City Attorney to research the possibility of coming up with the legal means by which the city may legally postpone abatement procedures for an indefinite period of time without jeopardizing the democratic rights of the people at large.

Mayor Reed stated this matter will not be open to the audience.

Procedural motion: M/S Councilman Stewart-Capurro that the chair be overruled and that members of the audience be permitted to speak on this subject. Motion failed on following vote;

- AYES Councilmen: Capurro, Stewart
- NOES Councilmen: Perry, Anderson, Reed

the chair then called for a vote on Councilman Stewart's original motion

- AYES Councilmen: Capurro, Stewart
- NOES Councilmen: Perry, Anderson, Reed

FLOOD & MUDSLIDE INSURANCE

Mayor Reed requested that Mr. Jan L. Warnshuis of the Department of Water Resources be asked to come to the earliest possible council meeting to speak on this item. The council would like to proceed at the earliest possible date.

PROPOSED ORDINANCE CONTROLLING AERIAL ADVERTISING

M/S Councilman Perry-Anderson that the Council indicate that in the event county-wide legislation is initiated to control Aerial Advertising, we would participate and we urge the county to initiate such legislation. Passed unanimously

ORDINANCES:

Sign Ordinance: Mr. Buresh brought out some typographical changes to be made. This was introduced by title only, and will be voted upon at the next council meeting.

Mr. Buresh brought up another ordinance regarding Boards & Commissions. Final reading and vote will be at the next council meeting.

CORRECTION OF ACTION, LIBRARY RETIREMENT POLICY

M/S Councilman Anderson-Stewart to rescind action of October 13, 1970 as to retirement of library employees and to approve policy recommended by the Library Board calling for retirement at age 65 with special approval by the Library Board annually thereafter of the employee's request to continue employment. Passed unanimously

REVISION OF CIVIL SERVICE RULES & REGULATIONS

Work session set for Tuesday, Dec. 1st at 8:00 p.m. in the Council Chambers.

REPORT BY MAYOR ON STATUS OF AID FOR GENERAL PLAN

Mayor Reed reported one of the requirements for aid would be that we hire a Planner and then keep him on staff. If the CIR provides any funding this year, all work must be completed by May 15, 1971. New policy is to fund programs one year at a time. There will be no 701 funds for storm drains. Mr. Kaepfel explained funding on the 418 account.

ROBSON HARRINGTON PARK -PRUNING & HEDGE REMOVAL CORRECTED PAGE 82

Mr. Kaepfel read the memo requesting removal of portion of the hedge on Tamalpais Ave., and certain plantings along the front entrance driveway. Much damage has been done to the park from vandalise and if the hedge fronting on Tamalpais Ave., is removed the police can check the park, enough of the hege must be cut for surveillance. The right hand side of driveway needs trimming and large plants adjacent to the sidewalk on the left side. Persons from the audience spoke regarding the vandalism, they are also concerned about development of the park. Mayor Reed stated we would have public hearing before developing a master plan for the park. There was concern from the audience about cutting down trees at random.

M/S Councilman Anderson-Perry to cut hedge along Tamalpais Ave., to three ft. Passed unanimously

M/S Councilman Anderson-Perry to remove evergreen bushes left of the driveway. Motion passed on following vote:

- Ayes Councilmen: Perry, Capurro, Anderson, Stewart
- Noes Councilman: Reed

APPOINTMENTS

Human Rights Mini-Board -on application received, matter put over so members of the council can talk to applicant. ✓

Mosquito Abatement District - Paul Brand appointed for 2 year full term.
Civil Service Board of Review - Incumbent Dr. Ungersma is willing to serve.

ROBSON-HARRINGTON PARK

Partial payment for roof- M/S Councilman Stewart-Perry to approve payment to Osborn Company in the amount of \$5,683.50, remainder to be paid in 30 days upon approval of the Engineer. Passed unanimously ✓

POSITION STATEMENT, POLICE SERVICES DISTRICT

Matter to be considered at next council meeting. ✓

APPOINTMENT OF SWEEPER OPERATOR

M/S Councilman Perry-Stewart approval of the appointment of Geroge Johansen as sweeper operation effective Dec. 1, 1970, StepA, \$655.00 per mo. Passed unan. ✓

RESOLUTION: EQUAL OPPORTUNITY MONTH ^{addition} ~~CORRECTED PAGE 82~~

M/S Councilman Anderson-Perry that items such as this will not appear on the agenda unless a councilman requests it. Motion passed on following vote: ✓

Ayes Councilmen: Perry, Capurro, Anderson, Stewart

Noes Councilman: Reed

M/S Councilman Capurro-Stewart to adopt resolution 70382 because same is on the agenda, pertaining to Equal Opportunity Month through Marin County. Motion passed on following vote: ✓

Ayes Councilmen: Capurro, Anderson, Stewart

Noes Councilmen: Perry, Reed

ORDINANCES:

Ord. No. _____ Amending ordinance 485 changing property classification from (PD) to (R-1) A/P 6-024-03 & 04 and from (R-3) to (R-1) A/P 6-013-11 property of Donald Johnson and Leland Doyle. ✓

M/S Councilman Anderson-Perry to waive reading in full. Passed unanimously
City Administrator introduced by title only, second reading

M/S Councilman Anderson-Capurro adoption of same. Passed unanimously

MARIN COUNTY COUNCIL OF MAYORS & COUNCILMEN, MEETING DEC. 16, 1970

It was the decision of the council that since this is a social meeting that Councilmen and their wives would go at their own expense. ✓

CONSENT AGENDA:CORRECTION TO MINUTES OF NOVEMBER 10

LEGAL OPINIONS - matter of illegal multiple uses: change the word opinion to position on following: Mayor Reed stated after hearing letter from City Attorney, asked what council would do to change position taken at last meeting. ✓

FIRE ENGINE PROPOSITION E: Sentence to read: the proposition did receive in excess of 50% of the vote. (remove rest of sentence).

SUGGESTED LEGISLATION: In writing to Bagley, Behr & League for information (add) and need for legislation on above matters.

M/S Councilman Capurro-Anderson to approve minutes of Nov. 10, 1970 with corrections. Passed unanimously

City Administrator stated he received a phone call from Mr. Barrow regarding a formal request for formation of Sleepy Hollow Community Services District. This matter to be placed on agenda for next meetings.

City Engineer requested that the Storm Drain easement for 31 Brookside Drive be accepted and City Attorney be instructed to prepare formal resolution for next meeting. M/S Councilman Perry-Stewart approval to request of City Engineer. Passed unanimous ✓

Councilman Stewart complained about the number of signs on Center Blvd near Stop & Go Market (18 in one block), suggested taking a few away and marking street in red to indicate a "no parking" area. Mr. Leitzell to look into this with Mr. Buresh. ✓

Meeting adjourned 11:30 p.m. until Dec. 1, 1970

Helen Ragan, Acting Secty.