

Minutes of the San Anselmo City Council meeting of July 27, 1971.

Councilmen present: Perry, Capurro, Reed, Stewart

Absent; Mayor Anderson

Vice Mayor Perry, presiding

PETITION RE: WAGE OF POLICE OFFICERS AND FIREMEN

Mr. Kaepfel read the petition-heading circulated by the Inate Taxpayers of Marin. Mrs. Tennler of Greenbrae spoke on behalf of the Inate Taxpayers to support the Police and Fire Departments that they be paid a wage commensurate with other police officers and firemen in like-size cities in Marin County. Mr. Jerrold M. L. Ladar, attorney retained by the policemen, stated that if a cost-of-living increase of 4.8% is not granted, the city is, in effect, reducing the police wages by that amount. It was suggested they would go into court if necessary if they cannot satisfactorily negotiate with the city. He went on to say that before the tax rate is set, the City Administrator should be directed to meet with the police officers to negotiate meaningfully towards an increase and if this is done, the problem of taxpayers' action would be solved for this year. Mrs. Sarah Nome then produced additional petitions which brought the total number of signatures to over 500. Police Officer Bernard Del Santo, negotiator for San Anselmo Police Association asked the Council if there is any consideration to re-negotiate with the City Administrator and the Vice-Mayor's reply was that whatever comes out of the present meeting will again be discussed between the Councilmen and they will then try to chart a course that will wind up the issue. The Council will give further consideration and further direction to the staff as to the dealings with the employees - that the subject is still open -but whether there will be further negotiations or not he did not know. George Jewell, representing the Fire Department, brought out that the average time of employment of the firemen is over ten years. Mr. Ladar stated that, as he understands it, the Police Officers will be told a short time after this meeting is closed, what, if anything the Council is going to negotiate with them. If they say no to further negotiations, the officers may wish to ask a court to attempt to give them some sort of increase. Mrs. Nome gave a lengthy statement regarding the budgeting of funds and Councilman Reed corrected some of her figures. Where she stated that 25% of the budget funds were going to the combined public safety employees, it is actually in excess of 44% and her 75% figure for Public Works is 31%. Mr. O'Rourke of the Public Works Department brought out that without streets, the police and fire vehicles could not reach homes in need of help - that the Public Works Department is important-and further stated that the other departments should be included for salary increase. He went on to state that if other cities have given some stipends maybe there could be a cost-of-living increase. Officer Del Santo stated that Resolution #1326 was passed and adopted in 1970 which, in effect, stated that the city's negotiator along with the employees' negotiator shall meet in good faith. If no settlement could be reached, then outside mediation will take place and that none of this has taken place. Vice Mayor Perry asked Mr. Buresh if it would be appropriate to discuss what happens in closed meetings and the answer was that this was the unanimous vote of the Council at the time -and that in a closed session, a Councilman owes it to each of the four the confidence of the meeting. Others in the audience spoke in favor of a raise for the public safety employees. Sgt. Nelson of the Police Dept. and George Jewell of the Fire Department complained because they claimed the negotiating representatives were told a flat "no" to a pay raise by the negotiators as early as April. Vice Mayor Perry stated that when they went over the possibilities that were within the Council's economic reach, meeting the demands of the employees was beyond them and they could think of no alternatives. Sgt. Nelson could not understand why they were told "no" before the budget hearings started. Councilman Reed brought out the meaning of the word "negotiating" - which actually means meeting and conferring in good faith which does not necessarily mean there is an increase in salary. Councilman Stewart brought out the fact that the vote was unanimous not to increase the salaries but that does not necessarily mean that this always reflects the opinions of individuals who are voting. In regard to outside mediation, Mr. Kaepfel read portions of Resolution No. 1326 pertaining to the subject at hand.

REQUEST FOR USE OF MOBILE HOME AS RESIDENCE (Kilty)

Mr. Kilty stated why there was a need for the mobile home on his property. Vice Mayor Perry stated that San Anselmo has no zoning for mobile homes -that normal construction on these homes does not comply with the uniform code and suggested that Mr. Kilty discuss the matter further with Mr. Leitzell. Councilman Reed stated that in order to appeal properly, Mr. Kilty could split the lot for a second structure or develop a unit within the main structure. He stated mobile homes do not meet the building code and it could not be placed on an R-1 lot. Councilman Capurro told Mr. Kilty that the best form of action is a subdivision of his property - then build a pre-fabricated home-that the mobile home is definitely out of the hands of the Council and that a pre-fabricated home would probably end up being cheaper because of the expense in order to bring a mobile home up to standard codes if it was accepted.

M/S Capurro, Reed to deny the request for a variance to the building code and zoning ordinance on the grounds that such a variance would be not within the variance powers of the City Council and the Planning Commission. Passed unanimously

SUBDIVISION S-83, A/P 6-221-12, Crest Ave. (Pomeroy)

M/S Capurro, Reed to waive street improvement requirements for this subdivision on the grounds that the street lies within a neighboring jurisdiction-also, a fire hydrant be installed, location specified by the Fire Chief. We will require any widening that Ross determines is necessary even if it is within San Anselmo jurisdiction. Passed unanimously

LIBRARY BOARD

1. Contract of membership in North Bay Cooperative Library System:
2. Reciporcal agreement with county:

Mr. Buresh stated he had tried to contact Mr. Klein, attorney in Santa Rosa for North Bay Cooperative Library System but so far has not been able to reach him. He finds nothing wrong with the form of the agreement. He pointed out that Marin Council must pay the first year's membership of \$4300. but after the first year, the city will have to do that - it might be more than \$4300 and there might be a problem to come up with the money. Councilman Stewart felt very positive that the Council should not delay any longer on getting this agreement taken care of and pointed out that the Library Bd is satisfied.

M/S Reed, Stewart that the Council authorize the Mayor to execute the Reciprocal agreement with the County of Marin for library services and that paragraph 4 be stricken from the agreement until such time as the city agrees to join the NBCLS.

Ayes Councilmen Reed, Stewart, Perry
Noes Councilman Capurro
Absent Councilman, Anderson

M/S Reed, Stewart to instruct the Mayor to execute the agreement entitled REQUEST TO JOIN THE NORTH BAY COOPERATIVE LIBRARY SYSTEM at such time as he is instructed by the City Attorney that he has satisfied himself as to the terms and conditions of our participating in this system.

Ayes Councilmen Reed, Stewart, Perry
Noes Councilman Capurro
Absent Councilman Anderson

3. Recommendation for filling staff vacancies: M/S Reed, Stewart that Mrs. Mary Ann Shaffer be appointed to the vacancy in the Library Department effective September 1st, Range 31, Step A. Passed unanimously

VARIANCES FOR BUILDING AND PARKING AT 210 Redhill Ave.

Mr. Leitzell explained the need for the variances and further stated this has been approved by the Planning Commission and is before the Council because it is a substandard lot but a legal one.

M/S Reed, Stewart to enter into an encroachment agreement with the owner of 210 Red Hill with an revocable encroachment agreement to be approved by the City Attorney. Passed unanimously

M/S Stewart, Capurro to approve the construction of a duplex dwelling on property located at 210 Red Hill Avenue, A/P 6-163-09, in accordance with Planning Commission recommendations in minues of July 19, 1971 on a sub-standard lot, less than 5,000 s.f. in area. Passed unanimously

APPOINTMENTS:

1. Planning Commission (2): Four nominations were David A. Strassman, Box 555 Kentfield, Oliver L. Harle, 21 Echo Court, Walden R. Valen, 19 Westgate Way and Regnvald Bernt, 26 Humboldt.

M/S Stewart, Capurro to close the nominations. Passed unanimously
David A. Strassman and Ragnvald Bernt were re-appointed by a unanimous vote.

2. Marin County Economic Opportunity Council (L): M/S Reed, Stewart to appoint Mrs. Roberta Michels, 149 Calumet Ave., as the representative to MCEOC. Passed unanimously

3. Appointments to the Human Rights Mini-Board will be held off until the next regular City Council meeting.

MATTER OF RECRUITING FOR RECREATION DIRECTOR POSITION.

Mr. Frank Quinn is unable to continue filling this position because of ill health. Due to the division of thinking by the members of the Council - two wanting to hire a temporary director until a permanent one is decided upon and two who want to wait until there is a thorough screening process provided before hiring, it was decided to hold off a decision until Mayor Anderson is present which will be at the next regular City Council meeting.

MARIN TOWN AND COUNTRY CLUB -request for County Study (Mr. Stewart)

Councilman Stewart provided the following information regarding the property: There are plans for developing the property with a large apartment complex. It is a 25 acre a parcel located in Fairfax - there are facilities availa Be. Two items should be considered:

1. If it is developed, there would be a loss of open space for the area.
2. 350-400 apartments would create problems on Center Blvd.

Because of the impact of the loss of the property for potential development, it could be worthwhile to get as much information as possible to see how this could be obtained as a recreation center for Ross Valley. Mrs. Adelaid Wilson, former Councilman from Fairfax, hoped that Fairfax and San Anselmo could cooperate in a combined effort to obtain the property for open space. She stated that Fairfax had the opportunity to purchase this property years ago for \$20,000. Councilman Perry observed that San Anselmo citizens cannot be asked to take on the burden of this property when we need a new fire house, police station, etc. M/S Reed, Stewart that the City of San Anselmo expresses its interest in seeing the Marin Town & Country Club property maintained as a recreation open space for the eastern corridor of Marin County and request that consideration for this use as a county-wide park be studied by the County Dept. of Parks & Recreation. Passed unan.

INSTALLATION AND REMOVAL OF CHRISTMAS DECORATIONS (Mr. Reed)

Councilman Reed reported that Mr. Leitzell, Mr. Trehella and Norm Shepley discussed possibilities of solving the mechanical problems of how to put up the Christmas decorations. The mechanism the city presently uses is the safest way to handle the problem. Last year it cost the taxpayers of San Anselmo in man-hours \$1,784.00 to install the decorations. Mr. Trehella felt that the citizens would not like not having any decorations and further stated that anything that is done will be costly. The Chamber of Commerce cannot go to the merchants for help but there is some possibility they could get college boys but that would not be cheap because they will not work for less than \$3.50 or \$4.00 per hour and Mr. Shepley would still have to supervise. Councilman Reed stated it takes 80 man hours to install the decorations and 43 main hours to remove them. He further pointed out that the wrapping going down the poles is what takes the most time and felt that the store owners should be encouraged to decorate with lights on their stores and the city put up the major decorations. Mr. Trehella finally suggested that the whole matter be put off and he might have some further information at a later date.

PROPOSAL FOR CONDUCT OF MEETINGS, MAYORS AND COUNCILMEN (City of Larkspur)

M/S Reed, Stewart that San Anselmo support Larkspur's position to improve the conduct of the Mayors and Councilmen's meetings.

AYES COUNCILMEN: Capurro, Reed, Stewart

NOES COUNCILMEN: Perry

ABSENT COUNCILMEN: Anderson

PUBLIC WORKS DEPARTMENT

1. Request for funds to install drinking fountains at tennis courts:

M/S Stewart, Reed to authorize the transfer of \$60.00 from the parks reserve to account 481-23 for the purpose of purchasing two drinking fountains for the tennis courts at Memorial Park; installation to be by the San Anselmo Tennis Club. Passed unanimously

2. Authorization to proceed with budgeted storm drain repairs:

M/S Reed, Stewart to authorize the engineering form of Hoffman and Albritton to prepare plans and specifications for the replacement of the storm drain on Broadmoor Avenue between Sleepy Hollow Creek and the drain line above Brookside Drive in accordance with the proposal submitted not to exceed \$980.00. Passed unanimously

3. Purchase of budgeted street roller:

M/S Reed, Stewart to instruct the Public Works Dept. to purchase the three to five ton Roll-O-Matic Roller complete with sprinkler system as per specifications by Stevenson Equipment Co., Inc. Santa Rosa, Calif. with the amount not to exceed a net of \$7,806.10 including tax. Passed unanimously

4. Agreement with California Dept. of Human Resources:

M/S Reed, Stewart that the Dept. of Public Works should enter into the "Supplemental Training & Employment Program" for no more than 4 persons and enter into agreement with the Calif. State Dept. of Human Resources Development for the program.

Ayes Councilmen Reed, Stewart, Perry

Noes Councilman Capurro

Absent Councilman Anderson

RESPONSE TO ABAG RE: MARIN COUNTY APPLICATION FOR FEDERAL ASSISTANCE

M/S Reed, Stewart to return the ABAG card marked "Agency is interested - comments attached-excellent program". Passed unanimously

APPROPRIATION FOR PRIOR YEAR'S ENCUMBRANCES

M/S Reed, Capurro to approve request for appropriation for full-reserved encumbrances as listed in the amount of \$41,199.00. Passed unanimously

ORDINANCE: ADOPTING UNIFORM PLUMBING CODE, 1970 (1st reading)

Read by title only by Mr. Kaepfel - 1st reading.

M/S Reed, Perry to adopt the Uniform Plumbing Code, 1970 edition, be reference thereto and amending Title 9, Chapter 6 of the Municipal Code. Passed unanimously

CONSENT AGENDA: M/S Reed, Stewart to approve the Consent Agenda with the following additions and corrections:

Minutes of July 13, 1971: RE:FRANK QUINN-Parks & Recreation Director: "Councilman Reed stated that recruiting for the position should be started as of the first of the year in order for the program for next year could be developed: should be changed to: "Councilman Reed suggested that the position might be filled as of the first of the year in order for the program for next year could be developed and could better stay within our budget".

LETTER FROM CITY ATTORNEY RE: Planning Commission consideration of ordinances affecting peddlers - Third line - Planning Commission should be changed to City Attorney and discuss to decide. Passed unanimously

It was decided by all Councilmen to have an executive session on Item "a" of the agenda PETITION RE: WAGE OF POLICE OFFICERS AND FIREMEN after the two-hour workshop meeting. 8/3/71.

Meeting adjourned at 12:00 to a special workshop meeting on Tuesday, Aug. 3rd at 8:00 p.m. At 10 p.m. the Council will go into a closed session to discuss the wage dispute problem.

H. Ragan, Sec.

Minutes of San Anselmo City Council meeting of Aug. 12, 1971. All Councilmen present.

On the matter of the Governmental Structure Study, the City Council interviewed and heard presentations by the representatives of the following five firms:

- Baxter, McDonald & Co.
- Frank D. Fargo & Associates
- Booz, Allen & Hamilton, Inc.
- Griffenhagen-Kroeger, Inc.
- Cresap, McCormick and Paget, Inc.

Thereafter the Council went into executive session to consider hiring of a consultant. By voice vote, four to one, the Planning Director was instructed to invite Baxter, McDonald & Co. to submit a formal proposal for the study.

Meeting was adjourned at 11:00 p.m.

A.C. Kaepfel