

Minutes of the regular San Anselmo City Council meeting of September 11, 1973
 Present: Councilmen Anderson, Capurro, Blinder, Perry
 Absent: Mayor Stewart

Vice-Mayor Blinder presiding.

OPEN TIME FOR PUBLIC DISCUSSION

pw Mr. A. R. Wessell of 54 Sir Francis Drake Blvd. inquired about the rip-rap being placed on the creek banks for flood control. Mr. Leitzell stated that people in the area were notified and given time to review the plans and offer any objections regarding the proposed work - that complaints would be considered and any appeal would hold up the permit. Councilman Perry stated that it is important to check into this matter - that the creek has been a source of controversy, discussion and public interest and the city has an obligation to see that there is no undue environmental impact. M/S Perry, Capurro that the City Council take under consideration the appeal of Mr. Wessel on the Slattery building permit and let the matter be calendared for the next City Council meeting. Passed unanimously.

pl a. PUBLIC HEARING: Z-142, REZONING OF PARCEL 3 MAP OF BUNKER HILL TRACT, FROM GPC/C-3 to GPC/R-1 (Sharrow)

M/S Perry, Anderson that the City Council instruct the City Attorney to amend the zoning ordinance to show rezoning on this property from GPC/C-3 (General Plan Conflict, General Commercial) and GPC/R-1 (General Plan Conflict, Single Family Residence) to GPC/R-1 (General Plan Conflict, Single Family Residential). Passed unanimously.

pl b. PUBLIC HEARING: Z-143, REZONING OF LOT A, SUBDIVISION OF THE LANDS OF SUNNY HILLS A/P 6-061-23, A PTN OF THE RED HILL SHOPPING CENTER

M/S Perry, Capurro to continue this matter until the next regular City Council meeting.

Ayes: Councilmen Capurro, Perry, Blinder

Noes: Councilman Anderson

Absent: Mayor Stewart

c. CONDEMNATION PROCEEDINGS:

pw 1. 89 Angela Avenue: Mr. Leitzell reported nothing has been done regarding this property. Mr. Rufer, Realtor from San Rafael (representing Mr. Lax, Buyer) stated a soils engineer has been hired for plans for the property and he has been in contact with Mr. Leitzell. After lengthy discussion, the City Attorney suggested putting this matter over for two weeks and request a bond. Councilman Anderson pointed out that this is a very dangerous area. Mr. Rufer pointed out that the buyer should not be penalized because of previous problems - that he should be given some consideration. Councilman Perry stated that the City is not concerned about the deed or who the owner is - that all the City Council wants is an adequate proposal to secure the safety of the structure.

M/S Anderson, Perry that if the City does not, within two weeks from this date, have a copy of a signed valid contract to repair this building and do what is necessary in the opinion of the City Engineer, the City will proceed to carry out the motion of demolition that has already been passed.

Ayes: Councilmen Anderson, Blinder, Perry

Noes: Councilman Capurro

Absent: Mayor Stewart

Councilman Anderson stated that some kind of a contract must be given to the City Engineer. Mr. Leitzell pointed out that no one can guarantee there will be no further sliding.

pw 2. 24 Timothy: Mr. Hal Carson, 4 Oak Springs Drive, reported that this house is completely out of plumb - construction activities go back to 1967 - proper drainage was never put in. He has been living in the adjacent property and states the structure creaks and there are slides every year. The owner has been notified but will make no effort to stop the sliding and would not allow Mr. Carson to divert the water - these and other problems have been in existence for years. Mr. Carson has suffered some damage and was told by the owner not to go on the property (in order to do some work to protect his property). He reported that in June, when the house was to be repaired or removed, some people came up and worked a very short time (about 2 hours) and nothing has been done since. He would recommend condemnation of this property. He wants condemnation of this property because on rainy nights it creaks and if the beams give way, the house will hit his property. Councilman Anderson stated that this situation is disgraceful - that there are laws to protect people - also there was a Resolution (No. 1459) passed by the City in May declaring a certain building located at 24 Timothy Avenue to be a public nuisance and ordering the demolition or rehabilitation thereof and four months later nothing has been done.

M/S Perry, Anderson that the City proceed with the condemnation of the property. Passed unanimously.

The City Attorney suggested a Stay of Execution for two weeks to provide time for an appeal. M/S Perry, Blinder that the City stay the execution of the prior action until the next regular meeting. Passed unanimously.

It was pointed out that rains at this particular time of the year would not cause a problem with this property.

d. CROSSING GUARD POLICY (Blinder)

Councilman Blinder stated that demands for crossing guards are the result of more construction bringing in more people. There are greater pressures on the city budget and it costs more to run the city - taxes keep going up and the city cannot provide more services. He thinks the City Council should make a statement to put parents on notice that the city will not be able to meet these additional responsibilities - that the people will have to start handling this matter themselves. He further stated there will be other items such as this that could be shifted to individual citizens. No action taken.

e. ABAG-growth policy (Anderson)

M/S Anderson, Perry that a letter be sent to ABAG representatives stating that San Anselmo is not at all happy about the proposal to increase the Bay Area population by 50% by the year of 2,000 - and more specifically San Anselmo simply, literally, physically, geographically cannot take such a high population increase. Passed unanimously.

f. ANNOUNCEMENT OF VOLUNTEER CLEAN-UP PROJECT - Robson Park
Put over until September 25, 1973.

g. MARIN SENIOR COORDINATING COUNCIL, BUS DEPOT TICKET OFFICE

Mr. Ed Ryken, Executive Director of the Marin Senior Coordinating Council, Inc. stated he wanted to get the feelings of the City Council regarding some direction to move in regard to a new bus depot ticket office. Councilman Perry pointed out that, at the moment, the City Council is working on the parking lot complex and therefore could not consider a permanent structure but felt the City Council should show interest. The Vice Mayor stated that the City Council is enthusiastic about working with Mr. Ryken within the confines of the budget.

h. PLANNING COMMISSION:

1. Circulation Element Goals

Item 1: The City Council is willing to accept the goal of exploring ways of providing safe passage for bicycles but feels that the matter of equal right-of-way is already pre-empted in the State Vehicle Code.

Item 2: "Closing certain streets to provide a mall for pedestrian circulation". The City Council has reservations about the possibility of providing a pedestrian mall but will keep an open mind while suggesting that the Commission and the Committee study the reports relating to this suggestion which resulted from discussions about ten years ago. Passed unanimously.

Item 3: "Reconsider overnight parking ordinance". M/S Perry, Capurro that the City Council is not receptive to reconsideration of the overnight parking ordinance. Passed unanimously.

2. Conservation Element Goals

Item 6: "Protect the scenic value of San Anselmo by reasonably regulating signs, billboards, unsightly uses and the placement of utilities". This is being accomplished through the sign ordinance and the undergrounding committee.

Item 5: "Preserve locally important natural or manmade historic areas or features". M/S Anderson, Perry to change Goal No. 5 of the Conservation Element to read: "Preserve ridge tops and other locally important natural or manmade historic areas or features." Passed unanimously.

3. Request for procedural direction

M/S Anderson, Perry to clarify the procedure by instructing the General Plan Committee to make their reports through the Planning Commission. Passed unanimously.

i. FIRE DEPARTMENT

1. Purchase of Plectron System: M/S Perry, Anderson to authorize purchase from L. N. Curtiss & Son, the Plectron Home Alerting System at a cost of \$5,629.37. Passed unanimously.

2. Location of new Main Fire Station: The letter written by the Chief of the Fire Department regarding location of New Main Station was held over until the following Tuesday night (September 18, 1973 at which time the Capital Improvements Program will be considered. All interested staff are encouraged to attend. Councilman Capurro suggests that everyone take a walking tour of the area that is involved and asks for input as to what people want, - he wants to study how much money is involved - and every aspect of the entire subject.

j. PUBLIC WORKS DEPARTMENT

1. Joint powers agreement, resurfacing Bolinas Avenue: Mr. Leitzell reported there had been no re-surfacing of Bolinas Avenue since he has been the engineer. M/S Perry, Anderson to authorize the Mayor to enter into a Joint Powers Agreement with the Town of Ross to resurface Bolinas Avenue from Shady Lane westward to approximately 2,200 feet, in accordance with plans and specifications dated August 15, 1973 entitled "1973 Street Overlay and Reconstruction Program, San Anselmo, California. Passed unanimously.

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2. Award of street reconstruction projects: M/S Perry, Cappurro that the City Council award the contract to W. R. Forde Company deleting Item D (Melville Avenue) and Item M (Shaw Drive at Sir Francis Drake Blvd.) in the amount of \$179,671.90 and the City Engineer could approve contingency expenditures not to exceed 10%. Passed unanimously.

k. APPOINTMENTS

1. Design Review Committee: (Remainder of Mr. Farnkopf's term to 9/15/76)
The vote was as follows:

<u>Mr. Wally Raymond</u>	<u>Marianne Myers</u>
Councilman Anderson	Vice Mayor Blinder
Councilman Capurro	
Councilman Perry	

Mayor Stewart - Absent

2. Parks & Recreation Commission: (Remainder of Dr. Stovall's term to 7/15/74)

<u>Mrs. Edna Beedle</u>	<u>Frank Quinn</u>
	Councilman Anderson
	Councilman Capurro
	Councilman Perry
	Vice-Mayor Blinder

No votes

Mayor Stewart - Absent

1. ORDINANCES:

1. Regulation of Dogs (2nd. reading) Ordinance was read by title only. (Ord. 655) M/S Perry, Anderson to waive further reading. Passed unanimously. M/S Anderson/Perry to pass ordinance.
2. Sale of Beverages in returnable bottles (2nd. reading) Ordinance was read by title only (Ord. 656) M/S Anderson, Perry to waive further reading. Passed unanimously. M/S Capurro, Perry to pass ordinance. Passed unanimously.
3. Establishing advertising and publicity fund (2nd. reading) (Chamber of Commerce) Ordinance No. 657 was read by title only. M/S Perry, Anderson to waive further reading. Passed unanimously. M/S Perry, Capurro to pass ordinance. Passed unanimously.

m. CONSENT AGENDA

1. Minutes of meeting of August 28, 1973: M/S Perry, Capurro to approve minutes. Passed unanimously.
2. Claim of Timothy Gurley: M/S Perry, Anderson to deny the claim and turn it over to the insurance carrier. Passed unanimously.
3. Claim of Donald DeVaughn: M/S Perry, Anderson to deny the claim and turn it over to the insurance carrier. Passed unanimously.
4. Claims & Demands: (Res. No. 1476) M/S Perry, Capurro to approve Claims & Demands for the month of August. Passed unanimously.

At the request of Mr. Kaepfel, the following motion was made:

M/S Perry, Anderson to authorize the expenditure of \$631.60 for lighting system in the main office. Passed unanimously. This fund is budgeted.

Councilman Anderson, with the consent of the rest of the Council, will be contacting Supervisor Arrigoni regarding the rezoning west of San Anselmo.

At the request of Councilman Capurro, Mr. Leitzell reported on the progress of the work on the sewer line being replaced in San Anselmo and stated the contractor should be finished in a week or two.

Adjourned to a special meeting on September 18, 1973 for the purpose of discussing the Capital Improvements Program.

Helen Ragan
City Clerk