

Minutes of the regular meeting of the San Anselmo City Council of April 9, 1974. All members were present.

"Progress Payments" were added to the end of the agenda.

Councilman Toal requested that Item "l", RESOLUTION AUTHORIZING MAYOR AND CITY CLERK TO EXECUTE AGREEMENT FOR THE COLLECTION OF GARBAGE AND OPERATION OF A RECYCLING AND RECLAMATION PROGRAM be considered before Item "k", ORDINANCES.

OPEN TIME FOR PUBLIC DISCUSSION

There were complaints from residents on Oak Springs Drive about the storm damage in their area and the fact that when there has been work started none of the residents have been notified. Mr. Leitzell reported that the purpose of the work is intended to stabilize the roadway and provide better drainage and the work will cause the whole street to be blocked at times and the residents in the area will be notified. There were complaints about the utility companies (P.G. & E.) and contractors digging in this area and not covering the holes at night. The residents want more supervision by the city in regard to the work being done by the utility companies. Mr. Leitzell explained that the city is not notified when the utility companies come in to a neighborhood to work - that they have a blanket permit. In answer to Councilman Toal's remarks about reading in the Independent Journal that a whole subdivision was in a precarious position in one area, Mr. Leitzell recommended that the property owners on hillsides be watchful and if they observe cracks becoming evident, they should call an engineer immediately. Mayor Blinder requested a discussion of the Oak Springs problem at the next City Council meeting and wants reports from the City staff to be included.

a. REPORT ON THE GENERAL PLAN (Planning Commission Chairman and Advanced Planner)

In order to wind up the work on the General Plan, the responsibility was transferred from the General Plan Committee to the Planning Commission. Cynthia Barrows, Planning Commission Chairman, announced there will be two extra Planning Commission meetings per month for the purpose of working on the General Plan. Mr. Gatter, the Advanced Planner, is to attend the meetings.

b. RAW SEWAGE/FECAL MATERIAL IN CREEK (Blinder)

Mayor Blinder stated he does not know why the Sanitary District permits human feces to be dumped into the creek and wants this problem alleviated. Mr. Kaepfel reported that the representative of the Regional Water Quality Control Board declined the invitation to appear at this meeting due to the fact they have a case pending and they felt they should not appear. Mr. Ned Ongaro from the Sanitary District and Mr. Geo. Davison from the Sanitary District Board gave reports of the situation and answered questions put to them by the City Council. Mr. Ongaro said that in regard to the efforts the Sanitary District has made over the last few years, the problem is from infiltration and illegal hook-ups and they are trying to eliminate the problems - however, during heavy rains, there will be problems. He reported on the past improvements that have been made and further stated that their schedule includes completion of improvements up to Center and Saunders by this coming winter. He reminded the Council that the present sewer system was constructed in the 1930's - that there is no denying of service for new construction - that this is not the problem but by-passing is the problem. He handed out a report entitled SEWER SYSTEM CORRECTION PROGRAM - SUMMARY OF ESTIMATED AMOUNT OF INFILTRATION ELIMINATED for the Council's study. Mayor Blinder asked Mr. Ongaro why they don't eliminate all new hook-ups and was told that the rule of the District is that if they can provide a service they must provide it if the Water Quality Control Board permits them to make hook-ups. Councilman Colteaux stated that signs should be put up to warn people that the water is contaminated. Councilman Capurro complained that the proposed ordinances on this subject were only passed out to the City Council just before the meeting and there was no chance to go over them. Mayor Blinder explained that he had asked the City Attorney to put them in writing in order that the Council could see the alternatives. Councilman Anderson requested the matter be put over for the next meeting and have someone from the Regional Water Quality Control Board present.

M/S Colteaux, Toal to send a letter to the Regional Water Quality Control Board asking that they place on their agenda the City Council's request for a hook-up ban because of raw sewage being dumped into the creek, that a copy of our thinking as listed in the ordinance be presented in a letter with a copy to go to Fairfax and the Oak Manor Homes Association. At the next meeting the agenda will have the same topic at which time the Council hopes to resolve the problems which would include a proposed ordinance prohibiting building permits until adequate sewer lines are installed in San Anselmo.

Ayes: Councilmen Anderson, Colteaux, Toal, Blinder

Noes: Councilman Capurro

Councilman Capurro stated that the problem is being compounded - that this is not the right way to go about it - that this action shows we don't want any more people in San Anselmo - and we make it impossible for people to establish a home here.

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h c. LOCAL ENFORCEMENT OF ANIMAL CONTROL ORDINANCE (Toal)

Mr. John Gill of the Humane Society was present to answer questions from the Council. He reported that the Humane Society is now asking for three additional officers for 1974-75 which would provide an official to work only in San Anselmo and requested a letter from the City Council supporting this action to the Board of Supervisors. M/S Anderson, Capurro that a letter be sent to the Board of Supervisors supporting the Humane Society's request for additional officers. Passed unanimously.

p d. BOND ISSUE FOR OPEN SPACE IN NOVEMBER (Blinder)

At the suggestion of Councilman Colteaux, efforts will be made to find the deadline date for placing a bond issue for Open Space on the next ballot. The Planning Commission will review the matter carefully and advise the City Council.

pl e. APPEAL FROM PLANNING COMMISSION DENIAL, U-330, APPLICATION TO OPERATE A PRESCHOOL NURSERY AT 38 AUSTIN AVENUE (J. & A. Gonsman)

M/S Toal / that the appeal from the Planning Commission denial-U-330, application to operate a pre-school nursery at 38 Austin Avenue be referred back to the Planning Commission during a workshop session - sitting as a General Plan Committee - whether or not if this area should be rezoned or treated differently - it should be clearly stated - and brought back to the City Council - in about 2 months - or as soon as possible. No second to the motion.

M/S Anderson, Capurro that the appeal be denied because the use would be detrimental to the peace, comfort and general welfare of persons residing in the neighborhood.

Ayes: Councilmen Anderson, Capurro, Colteaux,  
Noes: Councilman Toal  
Abstain: Mayor Blinder

f. SELECTION OF SITE PLANNER

	<u>1st. Choice</u>	<u>2nd. Choice</u>
pl Councilman Toal	Wagstaff & McDonald	None
Councilman Colteaux	Bernardi	Hooper-Olmsted
Councilman Capurro	Wagstaff & McDonald	None
Councilman Anderson	Chan/Rader & Assoc.	Wagstaff & McDonald
Mayor Blinder	Hooper-Olmsted	Wagstaff & McDonald

At the suggestion of Mr. Leitzell, the City Council will meet representatives from both firms in an executive session - question them - get their ideas - and decide which one they will request to submit a proposal. (Representatives will be from Wagstaff & McDonald and Hooper-Olmsted)

h. APPOINTMENTS

p 1. Planning Commission, term to 8/18/76 - Nominees: D. Ainsworth, E. Brunswig & L. Fischbein. Voting was as follows:

	<u>Ainsworth</u>	<u>Brunswig</u>	<u>Fischbein</u>
c Councilman Capurro		Councilman Toal	Councilman Anderson
Councilman Colteaux			Mayor Blinder

Mrs. Brunswig's name was withdrawn.

	<u>Ainsworth</u>	<u>Fischbein</u>
c Councilman Capurro		Councilman Anderson
Councilman Colteaux		Councilman Toal
		Mayor Blinder

Ms. Fischbein will be notified of her appointment to the Planning Commission.

c 2. Nominations to fill Parks & Recreation Commission Vacancy (Quinn) Term to 7/15/74  
p No action taken.

c 3. Mayor Blinder announced vacancy on Library Board (R. Fairchild, resigned, term  
l to 6/30/75)

c 4. Nominee for "Outstanding Senior Citizen of the Year": No action taken.

h k.2-ORDINANCES M/S Anderson, Toal to waive reading in full. Passed unanimously.

0 2. AMENDING MUNICIPAL CODE RELATING TO GARBAGE AND RECYCLING PROGRAM (2nd. reading)

M/S Anderson, Colteaux to pass Ordinance No. 670

Ayes: Councilmen Anderson, Capurro, Blinder  
Noes: Councilmen Colteaux, Toal  
Absent: None

(During discussion, Councilman Colteaux stated he did not like having the restriction of residents being requested to put their recycling items out on the curb)

r 1. RESOLUTION AUTHORIZING MAYOR AND CITY CLERK TO EXECUTE AGREEMENT FOR THE COLLECTION OF GARBAGE AND OPERATION OF A RECYCLING AND RECLAMATION PROGRAM

h M/S Capurro, Blinder to approve Resolution No. 1512.

Ayes: Councilmen Anderson, Capurro, Blinder  
Noes: Councilmen Colteaux, Toal  
Absent: None

k.1 - ORDINANCES:

AMENDING MUNICIPAL CODE RELATING TO STREET FRONTAGE AND POLICE POWER OVER FRONT YARD FENCES (1st. reading)

Mr. Kaepfel read ordinance by title only.

g. REQUEST FROM CCPC FOR ENDORSEMENT OF TAX ELECTION FOR 25¢ RATE FOR LOCAL TRANSIT Held over until the next City Council meeting.

h.4 - Nominee for "Outstanding Senior Citizen of the Year" Council decided, after discussion, not to submit a name.

i. RESOLUTION OF INTENTION TO AMEND PERS CONTRACT TO EXCLUDE SCHOOL CROSSING GUARDS

M/S Anderson, Toal to pass Resolution No. 1513. Passed unanimously.

j. ADOPTION OF CHANGE IN CIVIL SERVICE RULES AND REGULATIONS.

M/S Anderson, Toal to approve the addition of Section 9 to Rule XII as follows: For convenience in record keeping, the Vacation and Sick days allowed by Sections 3 and 5 may be converted to shifts or hours for the Fire Department as may be deemed most appropriate by the Administrator. As nearly as practical this shall be in a proportion between the 40-hour week and the weekly number of hours in effect in the Fire Department. For terminal vacation lump sum payments, the proper adjustment to the 40-hour week basis will be made. Passed unanimously.

m. CONSENT AGENDA - M/S Capurro, Anderson to approve Consent Agenda. Passed unanimously

1. Approval of minutes of March 26, 1974
2. Approval of Claims & Demands (Res. No. 1511)
3. Approval of time extension, completion of tennis courts
  1. To grant an extension of time to W. K. McLellan Company on the contract for construction of tennis courts at Red Hill School to the date of completion, March 18, 1974.
  2. That the work on the tennis courts be accepted by the City Council and that final payment be authorized in accordance with the terms of the contract.
4. Approval of purchase of steam cleaner:
 

To authorize the Public Works Department to purchase a Steam Cleaner as authorized in the approved budget, account 450-43, from National Parts Co., of San Rafael at a cost of \$1,296.37.
5. Promulgation of eligibility list, Police/Fire Clerk-Dispatcher
6. Approval of agreement to purchase tax-deeded property
 

To approve agreement for the purchase of tax-deeded property from the County of Marin by the City of San Anselmo under the Revenue and Taxation Code.

- n. --- Added item: - Approval of progress payments
- A. Tennis Courts - \$3,222.00
  - B. Gas Tax 66 - \$26,645.03
  - C. Gas Tax 77 - \$29,576.35

M/S Anderson, Blinder to approve payment of progress payments.

Ayes: Anderson, Capurro, Toal, Blinder

Abstain: Councilman Colteaux

Noes: None

Meeting adjourned: 1:45 A.M.

Helen Ragan  
City Clerk

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