

MINUTES OF REGULAR MEETING OF CITY COUNCIL - August 13, 1974

All members present

Mayor Blinder announced that Item o on the Agenda would not be presented tonight and the added item concerning the sale of the 1939 Seagrave Pumping Engine would be heard in its place. There would also be another added item on the agenda on the State Bond Issue Project listed presented by the Parks & Recreation Department.

BUSINESS

a. GENERAL PLAN

1. Report of Planning Commission Chairman Cynthia Barrows announced that the Planning Commission had decided to concentrate on the amendments to the open space limitations as it seemed they are in a position to go on that aspect as soon as a new planner was appointed.

2. CONFIRMATION OF AGREEMENT WITH ADVANCED PLANNER Mayor Blinder announced that an agreement had been reached with Mr. Al Solnit and a contract was being prepared. One of the terms of the contract would be that he would attend all meetings of the Planning Commission it requested. The financial aspect of the contract would call for a 20% payment in advance.

3. Approval of Mailing Costs M/S Toal, Capurro to transfer an additional \$500 to the budget for mailing the City's general plan to all San Anselmo residents and property owners. Passed unanimously.

b. PERMISSION TO CLOSE ALDER AVENUE SEPTEMBER 1, 1974 (Majesky)

M/S Anderson, Capurro to approve the closing of Alder Avenue on September 1st provided that access will be possible for emergency vehicles and the street will be left in a clean and orderly condition. Passed unanimously.

c. PUBLIC HEARING - COMPLAINT AGAINST "STOP & GO MARKET"

Mayor Blinder announced that there was a written request for a continuance of this matter from the original complainant inasmuch as there had been much improvement in the conditions which prompted this matter coming to this stage, and the residents would like some time to elapse to determine if the changes will be on a long-range basis. Several members of the audience complimented the efforts made so far and indications were made that there was considerable support from San Anselmo residents to continue the store hours on a 24-hour basis for convenience sake.

M/S Anderson, Capurro to put the matter over until November 12th and that the appropriate people be notified by mail. Passed unanimously.

h. RESOLUTION AUTHORIZING ACQUISITION OF A PORTION OF TOOLE PROPERTY

Mrs. Toole and her attorney appeared and advised that they had reached an oral agreement with Mr. Leitzell whereby the Tooles would give the City an easement in return for other considerations. There remains the matter of formalizing the agreement via appropriate written documents.

M/S Anderson, Capurro to put the matter over for two weeks conditioned upon the representation of Counsel for the Tooles that the matter of a hold-harmless agreement and the restructuring of the Kaufman Store debris box will be cleared up within this time. Passed unanimously.

d. REQUEST FOR RATE INCREASE, TELE-VUE SYSTEMS, INC.

After discussion and question and answer session between members of Council and the representatives of Tele-Vue Systems, Inc., Council decided to put the matter over to the August 27th agenda, and in the meantime there will be available for study the Mill Valley and San Rafael reports on the subject.

e. APPEAL FROM DENIAL BY PLANNING COMMISSION: USE PERMIT FOR WINCHELL'S DONUT HOUSE

Inasmuch as there was no appearance made on behalf of the appellant, M/S Capurro, Toal to put the matter over for two weeks and the appellant be notified of the continuance. Passed unanimously.

f. PUBLIC HEARING RESOLUTION VACATING A PORTION OF ANCHO VISTA AVE.

There were several protests from the audience against the abandonment of the subject

property by the City. Council requested that they be furnished with a copy of a detailed map showing all measurements and the matter placed on the September 10th Agenda.

g. RESOLUTION ON OBSERVANCE OF BROWN ACT (CAPURRO)

M/S Capurro, Blinder that the resolution regarding open public meetings be adopted by the City of San Anselmo.

AYES: Councilmen Capurro, Blinder  
NOES: Councilmen Anderson, Colteaux, Toal

o. ADDED ITEM - SALE OF 1939 SEAGRAVE PUMPING ENGINE

The City Administrator announced that the following bids had been received for the 1939 Seagrave Custom Pumper and Hose:

Joseph H. Williams	\$1,113.13
Pacific Firefighters Assn	1,501.00
John C. Baker	751.00
Skyview Memorial Lawn	1,177.00

M/S Colteaux, Toal to accept the \$1,501.00 bid of the Pacifica Firefighters Assn. Passed unanimously.

i. RESOLUTION OPPOSING WATER DISTRICT INTERTIE (BLINDER)

M/S Colteaux, Toal directing that a letter be sent to the Marin Municipal Water District expressing the City of San Anselmo's concern over their proposed Intertie with the Northern Marin Water District and suggesting that before entering into a contract a full public hearing on the matter be held.

AYES: Councilmen Anderson, Colteaux, Toal, Blinder

ABSTAIN: Councilman Capurro

j. ENDORSEMENT OF KNOX BILL ESTABLISHING BAY AREA PLANNING AGENCY (BLINDER)

M/S Colteaux, Anderson directing the City Administrator to send a letter to the appropriate legislators indicating our withdrawal of our previous support of AB 2040 because of the substantial amendments.

AYES: Councilmen Colteaux, Anderson, Capurro, Blinder

NOES: Councilman Toal

k. APPOINTMENT OF CITY ADMINISTRATOR

As a result of the defeat of the motion regarding open public meetings, a discussion ensued as to whether this item should be handled in executive session, as originally planned, or in this open session.

M/S Toal, Blinder to continue this discussion in open session, and vote on the candidates. The roll call vote was as follows:

Councilman Anderson:	Alan Bruce
Councilman Capurro	Alan Bruce
Councilman Colteaux	Alan Bruce
Councilman Toal	John DeWeerd
Councilman Blinder	John DeWeerd

M/S Anderson, Colteaux to instruct the City Administrator to write a letter to Mr. Bruce offering him this position, effective October 1st, 1974. Passed unanimously

l. ANNOUNCEMENT OF VACANCY, PARKS & RECREATION COMMISSION, VICE JERRY DEVORE, TERM TO 7/15/77

Mayor Blinder announced that this vacancy will be open for nominations at the next meeting.

m. DISCUSSION OF DELETION OF PRIVATE SCHOOL OR OTHER INSTITUTIONAL USES FROM USE PERMITS IN R-1 ZONES (ANDERSON)

Councilman Anderson stated that inasmuch as there seemed to be considerable grass roots sentiment against private educational institutions in R-1 zoned areas, Council should consider referring to the Planning Commission the question as to whether the Ordinance should not be changed.

M/S Anderson, Toal to refer the question to the Planning Directors as to whether use permits under Sec. 10-3.503(a) should continue to be considered in R-1 zoned areas. Passed unanimously.

ADDED ITEM - STATE BOND ISSUE PROJECT LIST

The Director of the Parks & Recreation Department announced that with the passage of the State Park Bond Issue, the sum of \$36,460.00 would be available to San Anselmo and in order to be eligible for this grant, a project list must be submitted to the State of California Parks & Recreation Department by September 15, 1974 in order that the city can receive the monies in the 1975-1976 fiscal year.

M/S Toal, Blinder that the City Council approve the project list and forward a resolution to the Board of Supervisors for their approval.

AYES: Anderson, Toal, Blinder

NOES: Capurro, Colteaux

n. PUBLIC WORKS DEPARTMENT

1. Progress payment, Proj. 77 Storm damage repair

M/S Anderson, Blinder to make progress payment to Cal-Western Retaining Walls in the sum of \$45,827.74. Passed unanimously.

2. Progress Payment, Creek Park

M/S Capurro, Anderson to make progress payment to Tamal Construction Co. in the sum of \$25,553.02. Passed unanimously.

3. Progress payment and acceptance of work, Robson House

M/S Toal, Anderson to accept the work done under Contract between the City of San Anselmo and Joseph E. Redmond for alterations to second story of Robson House, 237 Crescent Road, dated April 5, 1974 and final payment be authorized in accordance with the terms of the contract. Passed unanimously.

4. Report on Magnolia property, site consultants

The firm of Wagstaff and McDonald submitted a preliminary report on the master planning for municipal facilities for the City of San Anselmo. It was recommended that there be an immediate replacement of the building at the corporation yard on its present site and that the City move to acquire the existing dwelling and property at 15 Magnolia Avenue for use by the Public Works Department. Council determined to put on next agenda for discussion:

1. Going ahead with the purchase of the Magnolia Street property.
2. A proper plan to replace the corporation yard structure.
3. Consider going ahead with the project piece-meal or in its entirety.
4. Mr. Leitzell to submit guidelines for selection of Building designers.
5. Gift from Ross Valley Kiwanis Club, Creek Park

M/S Capurro, Blinder to accept the gift of the Ross Valley Kiwanis Club for the purchase of Redwood Trees in the picnic grove at Creek Park, to direct staff to compose an appropriate letter of appreciation from the City and to authorize Staff to install an appropriate plaque in the park area at a suitable location.

AYES: Councilmen Colteaux, Blinder, Capurro

NOES: Councilmen Anderson, Toal

6. Sais-Karl bridge, status report and recommendation

Council asked for a preliminary estimate on replacing the existing bridge.

7. Bus Shelters

M/S Capurro, Blinder that staff transmit to the Transit Director approval of the bus shelter sites suggested by the District and recommend that in addition shelters be placed on Butterfield Road for use of inbound passengers on the Sleepy Hollow Route and one on Sir Francis Drake Blvd. at Madrone Avenue. Passed unanimously.

p. ORDINANCE ESTABLISHING AN ADVERTISING AND PUBLICITY FUND WITH CHAMBER OF COMMERCE AS ADMINISTRATIVE AGENCY (INTRODUCED)

Ordinance No. 674 read by title only by City Administrator.

Regular City Council Minutes of August 13, 1974

g. CONSENT AGENDA

M/S Colteaux/ Blinder to approve consent agenda. Passed unanimously.

1. Approval of Minutes of July 23, 1974, subject to following corrections: m  
Item i-3 Hold Harmless Agreement - under Aye votes - indicate  
Councilman Toal voted aye instead of Councilman Anderson.

Item c - Housing Authority Proposal - strike the following wording:  
"It was the City Attorney's opinion that the motion failed to carry because a  
majority of the Councilmen (in this case 5 members) failed to vote for the motion."

2. Approval of Claims and Demands, July, 1974 (Resolution No. 1530) r

3. Confirmation of David Strassman as Planning Commission member of  
Design Review Committee. p

4. Promulgation of eligibility list, Street Maintenceman.

5. Appointment of John R. Foley, Street Maintenceman, Step A, at \$713  
per month, effective August 16, 1974. p

6. Denial of claim, Kelly K. Starrett i

Meeting adjourned at 12:50 AM.

Council had an executive session following adjournment. c

Libby Hanson  
Secretary