

Minutes of Regular Town Council Meeting September 23, 1975

1. Call to order and Flag salute.

All members present.

2. PRESENTATION RE PREVENTION OF SPREAD OF DUTCH ELM TREE DISEASE

After presentation of a film and slides, a panel discussion was held with R. Allan Ballard, Marin County Agricultural Commissioner, and Drs. I. A. Siddiqui and Phillip Crane of the California Department of Food and Agriculture. The disease has reached Sonoma County and Palto Alto - to date has not been detected in Marin County. Ongoing extensive research has not developed a sure method of diagnosis and/or prevention. Advice was given that the State of California has not allocated funds for prevention. However, when the disease is found in a community, the State will aid in control attempts. Council directed staff to submit action recommendations at the next regular meeting. Councilman Blinder requested that the report consider use of Benlate as a possible preventive measure.

3. CONSENT AGENDA

M/S Toal, Blinder to pass consent agenda as to Items a, b, c, f & g. Ayes all, with Councilman Capurro abstaining as to Item g.

- a. Approved minutes of meeting of September 9, 1975.
- b. Approved minutes of special meeting of September 16, 1975.
- c. Rejected claim of James G. McDonald.
- f. Set a public hearing on October 14th for public input as to the Town's fund application for Year II community development funding.
- g. Adopted Resolutions Nos. 1616 and 1617 authorizing eminent domain proceedings, Butler and Cerrutti properties, for firehouse site.

Item d - contract for traffic signal maintenance - was put over to next meeting
Item e - bid, Robson Park Improvements - put over to end of this agenda.

4. ANNOUNCEMENTS

None

5. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS: COMMENTS AND DIRECTIONS TO STAFF

Mayor Colteaux commended the Police Department and Juvenile Officer Louis Landini on achievement in the school crossing safety program.

Mayor Colteaux questioned staff on the status of its previous directions concerning the "eyesore" premises of The Seasons Sport Shop at 40 Greenfield Avenue. The Town Engineer reported that he had been advised that the business was being closed - he will report at next meeting.

6. OPEN TIME FOR PUBLIC DISCUSSION

Two residents complained of the school crossing guard situation and requested reconsideration by Council - a particular complaint concerned traffic light timing at Ross Avenue. The Town Engineer advised that the signal had been adjusted to permit a longer span of "walk" time.

7. CONSIDERATION OF TOWN ATTORNEY'S REVISED WORDING ON CRITERIA FOR RESIDENTIAL SECOND UNITS, HOUSING ELEMENT OF GENERAL PLAN

After discussion and suggestions as to changes,

M/S Anderson, Blinder to adopt the Town Attorney's revised wording of Chapter II of the Housing Element of the General Plan with the following changes: B.1. - delete the words "three, six, or twelve" so that the sentence affected will read "Second units shall be counted in the count of total units per acre specified as maximum in the land use chapter of this plan." B.2. Add the words "authorized by Ordinance pursuant to this section" so that the sentence affected will read "Accordingly, to qualify for a residential second unit authorized by Ordinance pursuant to this section, the owner must contract with the Town....." B.5. Delete the word "new" used in three places in this paragraph. Motion passed on a 4 - 1 vote with Councilman Toal voting no.

Councilman Toal requested that minutes reflect his reasons for voting in the negative: In his opinion the introductory portion of Section A is totally negative, exclusionary and disregards the work of the Citizens Committee on Zoning and Housing and the subcommittee that prepared the Housing Element. The criteria

spelled out in Section B are far too specific for inclusion in a General Plan. The total effect is a shroud that covers up a policy of closing the Town to the physically and economically handicapped.

M/S Blinder, Anderson to refer the revised wording back to the Planning Commission for its comments, with return to the Council within two weeks. Passed unanimously.

9. (Cont.) REQUEST OF WANDA STAFFORD FOR MODIFICATION OF RED HILL AVENUE LANDSCAPING PLAN

After further consideration,

M/S Anderson, Blinder to deny the request of Wanda Stafford based on the fact that insufficient space is available between the buildings and the property line for parking without encroaching on the public right-of-way and that public benefit and safety considerations override parking considerations at this location. Passed on a 4 - 1 vote with Councilman Capurro voting no.

10. REQUEST FOR EXTENSION OF OCTOBER 1, 1975 DEADLINE FOR REHABILITATION OF NUISANCE - 13 OAK SPRINGS DRIVE

After hearing pleas by James Fletcher, Attorney for Leland O'Neal, holder of the first deed of trust on the subject property, Peter Mengell, present owner of the premises, and Charles Martin, Engineer on the project, Council expressed displeasure at the lack of progress since the May, 1975 action setting the October 1st deadline to assure completion prior to the rainy season of the necessary foundation repairs. Indicating that no further extension requests would be considered,

M/S Capurro, Anderson to grant an extension for one month to complete the necessary foundation repairs and an additional 2 months to complete the house, with the condition that work will proceed immediately and continuously until completion. Passed on a 4 - 1 vote with Councilman Blinder voting no.

11. PETITION BY NEIGHBORS AND REPORT OF PLANNING DIRECTOR - KEEPING OF HORSES ON PROPERTY AT SALINAS & PASADENA AVENUES

After hearing from neighboring residents of vacant property at 35 Salinas Avenue complaining of a situation created by the keeping of horses which prohibits their enjoyment of their property, and advice from the Town Attorney that there were possible grounds for calling for the abatement of a public nuisance.

M/S Anderson, Capurro to call a public hearing on October 14, 1975 to determine whether the keeping of horses on the vacant property at 35 Salinas Avenue constitutes a public nuisance. Passed unanimously.

12. PROPOSAL FOR MARKING BICENTENNIAL BICYCLE LANE

After considering a request from the Department of Transportation to post the "Bikecentennial 76" bicycle route signs in San Anselmo, as proposed, with specific locations of signs to be approved by the Town Engineer. Motion failed on a 1 - 4 vote with Councilman Capurro voting Aye.

13. CONSIDERATION OF PARTICIPATION IN OPEN SPACE PURCHASE OF MEADOWBROOK PROPERTY

Council was advised that both the San Anselmo Parks & Recreation and Planning Commissions recommend participation. Brian Whittenkeller from the Marin County Open Space District gave a presentation, and advised Council that the City of San Rafael and Sleepy Hollow Homeowners Association had responded in the negative, but there is a possibility that the Open Space District may proceed in any case.

M/S Toal, Anderson to direct staff to communicate San Anselmo interest to the Open Space District as recommended by the Administrator in his memorandum of this date. Passed unanimously.

8. (Cont.) CONSIDERATION OF SPECIFIC CONTRACT PROPOSAL TO SLEEPY HOLLOW FIRE PROTECTION DISTRICT

In the intervening time since discussion at the last meeting, Council has reviewed the proposed agreement submitted by the Attorney for the Sleepy Hollow Fire Protection District and the modifications suggested by the Administrator and Town Attorney.

M/S Anderson, Toal directing the Town Attorney to submit to the Attorney for the Sleepy Hollow Fire Protection District a proposed agreement with amendments as suggested by the Administrator and Attorney. Passed unanimously.

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14. (Added Item) DESIGNATION OF A VOTING DELEGATE TO ATTEND THE ANNUAL LEAGUE OF CALIFORNIA CITIES CONFERENCE OCTOBER 19-22

M/S Capurro, Toal to appoint Councilman Pieter Toal as San Anselmo's voting representative to attend the Annual League of California Cities Conference in San Francisco October 19-22, 1975.

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

3-3. AWARD BID, ROBSON PARK IMPROVEMENTS

M/S Toal, Anderson to award bid for Robson-Harrington Park Improvement to Ray Forster Landscape Construction Co. in the amount of \$10,696, and to establish contingency budget not to exceed 10%. Passed unanimously.

ADJOURNED at 12:45 A.M. to special meeting 8 P.M. September 30th, continuation of General Plan Public Hearings - Community Character; Parks; Recreation & Public Facilities elements.

Libby Hanson
Deputy Town Clerk

Minutes of Special Meeting of the Town Council September 30, 1975

All Members present at opening of meeting

Public Hearing Community Character; Parks, Recreation & Public Facilities Elements of the General Plan.

After discussion and public hearing,

Councilman Blinder left the meeting prior to the making and voting on

M/S Toal, Anderson to adopt the Community Character and Parks, Recreation & Public Facilities Elements of the General Plan as approved by the Planning Commission with Section II. Public Facilities A.5. amended to read "Library Place should be extended as appropriate to serve the Public Facilities area."

Ayes: Councilmen Anderson, Capurro, Toal, Mayor Colteaux
Absent: Councilman Blinder

Mayor Colteaux suggested that the Parks and Recreation Commission should cooperate and be involved in the mapping and marking of bicycle and hiking trails covered in the Open Space Element of the Plan.

ADJOURNED at 9 P.M. to Tuesday, October 7th, continuation of General Plan Public Hearings - Land Use; Noise, Final Round-up.

Libby Hanson
Deputy Town Clerk