

1. Call to order and Flag Salute

All members present

2. Consent Agenda

The Administrator requested that Item k be put over to the January 27th agenda

M/S Toal, Blinder to pass Consent Agenda as to Items a - j, inclusive. Passed unanimously.

- a. Approved minutes of 12-9 and adjourned meetings of 12-16 and 12-17, 1975.
- b. Adopted Resolution No. 1632 ratifying 1975 actions.
- c. Approved progress payment, Memorial Park tennis courts, to Malott & Petersen, Grundy in the amount of \$965.48.
- d. Approved progress payment, Sequoia-Red Hill-Greenfield intersection modification to W. R. Forde Construction in the sum of \$9,818.00.
- e. Authorized payment of \$6,897.98 to Valley Slurry Seal Co. as final payment on 1975 Slurry Seal, accepted the work and authorized payment of the 10% retention of \$766.44 at the end of 35 days, provided no defects in materials or workmanship are found by that time.
- f. Denied subrogation claim of Liberty Mutual Insurance Co.
- g. Adopted Resolution No. 1633 of appreciation, Edward Halperin.
- h. Waived second reading and adopted Ordinance No. 697 eliminating annual review of taxicab permits.
- i. Approved salary inequity adjustments for the following three positions, effective 1-1-76: Recreation Supervisor, Captain - Police Department, Assistant Chief - Fire Department, as detailed in the Administrator's memorandum of January 7, 1976.
- j. Adopted Resolution No. 1634 giving notice of intent to amend contract with Public Employees Retirement System.

3. Announcements

None

4. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS; COMMENTS AND DIRECTIONS TO STAFF

Mayor Colteaux requested the Town Attorney to limit to commercial property the draft of the proposed property maintenance ordinance.

Mayor Colteaux requested that the proposal of Stephe Lewis of a project of Wade Thomas students to paint San Anselmo fire hydrants with a Bi-Centennial theme under the direction of Drake High School art students, with the Town furnishing the paint, be considered at the January 14th adjourned meeting.

Councilman Capurro requested that discussion of San Francisco's proposal to impose a commuter tax be placed on the next agenda.

5. OPEN TIME FOR PUBLIC DISCUSSION

Mr. Segale questioned future status of Hamilton Air Force Base.

6. PUBLIC HEARING - LAYMAN LAND SUBDIVISION (SS-192)

Mr. N. E. Toussaint, representing the Bank of California as Executor of the Will of Mary H. Layman, Deceased, appeared before Council objecting to the Planning Commission recommendation that the applicant improve that portion of Oak Avenue fronting this property with a 2" overlay and a rolled-in gutter, and advised the Council the subdivision request does not change the existing use of the property and was brought about for the sole purpose of executing the will of the deceased owner. Council expressed concern that a waiver of the provision at this time would bar its reinstatement at the time of future different use of the property, and that furthermore the usual requirements of sidewalks, curb and gutter were being waived. After discussion,

M/S Anderson, Capurro to adopt Resolution No. 1635 authorizing the Planning Commission to approve the tentative map for SS-192, 379 & 395 Oak Avenue, subdivision of four parcels into two with the exceptions and conditions recommended by the Planning Commission.

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

7. PUBLIC HEARING - PARCEL SPLIT, 79 LINCOLN AVE. (SS-190)

Prior to hearing on this matter, Councilman Capurro left the podium and took a seat in the audience.

After public hearing which established that the applicant had incorporated two and one-half lots into the proposed parcels, that adjacent properties in the area are of similar size and that parcel No. 2 remains as the last undeveloped parcel in the Lincoln Park Tract, and that the proposed exceptions are necessary for the enjoyment of substantial property rights and are not detrimental to other properties in the area.

M/S Toal, Blinder to adopt Resolution No. 1636 authorizing the Planning Commission to approve the tentative map for SS-190, 79 Lincoln Avenue, with the exceptions recommended.

Ayes: Councilmen Anderson, Blinder, Toal, Mayor Colteaux
Councilman Capurro not participating

8. PUBLIC HEARING - REZONING 48 PARCELS RIDGE & HEALTH & SAFETY OPEN SPACE AREAS

After taking public comment predominately objecting to the Planning Commission's proposed density recommendations, it was the concensus of Council that before taking under consideration the question of density, an on-site inspection should be made of each of the parcels involved, and Saturday, January 17 at 12 o'clock noon was set to meet for the purpose of commencing the inspection.

9. COST ASSESSMENT, MELVILLE AVE. IMPROVEMENTS

M/S Anderson, Capurro to adopt Resolution No. 1637 confirming the report of costs and assessment for the improvement on Melville Avenue and directing the Superintendent of Streets to record a lien against abutting property if assessment has not been paid, payable over a 10 year period and setting an interest rate on the unpaid balance of seven percent per annum. Passed unanimously.

10. ABATEMENT OF NUISANCE - GARAGE CONVERSION W/O SUBSTITUTION PARKING, 15 BANK ST.

Raymond Hornsby, owner of the subject property, did not appear for the hearing although he was given due and proper notice. After Charles R. Leitzell, the Town Engineer, was sworn and testified and offered evidence consisting of a copy of the Notice of Hearing; report of the Building Inspector and an agreement executed by Raymond Hornsby that he would not convert the garage to living area until two additional parking spaces and access to same had been established elsewhere on the property, the Council found that the garage had been converted to living quarters and the agreed parking space had not been provided as of January 7, 1976,

M/S Colteaux, Anderson to adopt Resolution No. 1638 declaring the conversion of a garage at 15 Bank Street to be a public nuisance and ordering the abatement thereof either by development of the parking area as proposed or reconversion of the former garage area by January 31, 1976, and if not completed by that time, the Town Attorney is authorized to take appropriate legal action. Passed unanimously.

Staff was directed to consider an ordinance amendment which would prohibit parking of cars in front yards.

11. RECONSIDERATION BUTTERFIELD RD. PARKING LIMITATIONS

After review of the map submitted by the Town Engineer showing effects on individual properties on Butterfield Road, and discussion resulting in a concensus opinion that the need for bicycle lanes necessitating no parking restrictions outweighed any inconvenience to residents of the affected area of Butterfield Road,

M/S Capurro, Toal to reaffirm the previous decision of the Town Council regarding limited time parking and the establishment of a bicycle lane on Butterfield Road between Meadowcroft/Rutherford and the Town limits at Sleepy Hollow except that the restricted hours shall be from 7 A.M. to 7 P.M. instead of 6:30 A.M. to 7:30 P.M.

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

12. CONSIDERATION OF SAN ANSELMO ELEMENT COUNTYWIDE BICYCLE PLAN

After consideration of the comments and recommendations of the Parks & Recreation and Planning Commissions,

EEB277

M/S Blinder, Toal to adopt the recommendations of the Planning Commission. Passed unanimously.

M/S Blinder, Capurro to also recommend reconsideration of the Shady Lane route as the lane from Ross into San Anselmo and that we compliment the authors of the plan on the proposed signing design for multi-use paths. Passed unanimously.

13. SCHOOL SAFETY ADVISORY COMMITTEE RECOMMENDATION TO CONTINUE ROSS-BARBER CROSSING GUARD

M/S Blinder, Anderson that the report of the School Safety Advisory Committee be accepted. Passed unanimously.

14. PROPOSAL TO TERMINATE MUNDALIZATION AND TAKE DOWN UNITED NATIONS FLAG

After discussion,

M/S Blinder, Capurro to terminate mundalization and take down the United Nations flag. Motion failed on the following vote:

Ayes: Councilmen Capurro, Blinder

Noes: Councilmen Toal, Anderson, Mayor Colteaux

Adjourned at 11:35 P.M. to January 14th at 8 o'clock P.M.

LIBBY HANSON
Deputy Town Clerk