

MINUTES OF REGULAR TOWN COUNCIL MEETING SEPTEMBER 28, 1976

1. Mayor Capurro convened the meeting with Councilmen Reed, Colteaux, Signorelli, Toal present.

2. OPEN TIME FOR PUBLIC DISCUSSION

Councilman Signorelli, speaking as a citizen and taxpayer, stated that he was proud of San Anselmo's position in the County-wide analysis of property tax levies. Councilman Colteaux expressed appreciation for the leadership role of the Board of Supervisors, commending the Board Chairman for his exhortations.

3. APPEAL OF MICHAEL HUNT FROM PLANNING DIRECTOR'S DEFINITION OF AMUSEMENT CENTER - 1201 SAN ANSELMO AVE.

After hearing appeal from Michael Hunt, comments of the audience and Council discussion, M/S Colteaux, Capurro to dismiss the appeal. Passed unanimously.

A portion of the motion complimenting staff on the procedure followed was withdrawn by the motioner and seconder prior to a vote on the motion.

4. APPROVAL OF TOWN HALL PLANS AND AUTHORIZATION TO COMPLETE APPLICATION FOR PUBLIC WORKS EMPLOYMENT ACT FUNDING

After presentation by George Banning, Architect for the project,

M/S Toal, Capurro to approve the plans, specifications and cost estimate for Town Hall reconstruction and to authorize the Administrator to complete the necessary application for Federal funds under the Public Works Employment Act of 1976 in the total amount of \$985,560. Passed unanimously.

Councilman Toal stated that he voted yes on this motion since it contemplated using Federal funds. If it comes back using local taxpayer funds, he will vote against it.

5. ECUMENICAL HOUSING ASSOCIATION RESOLUTION TO COOPERATE WITH TOWN IN IMPLEMENTING SECOND UNIT ORDINANCE

Audrey Fatooh and other members of the Ross Valley Ecumenical Housing Association were present and Mrs. Fatooh informed Council of the intent of the Association to assist low and moderate income elderly residents in meeting housing needs, in particular in implementing the second unit ordinance.

M/S Colteaux, Reed that the town cooperate with the Ross Valley Ecumenical Housing Association, and to refer the exact nature of that cooperation to staff for report back to Council from time to time as appropriate. Passed unanimously.

6. REPORT OF DIRECTOR OF PUBLIC WORKS ON REAL ESTATE SIGNS

After review of report on the self-policing program heretofore recommended by Council,

M/S Toal, Reed to direct the Town Attorney to prepare an ordinance providing a Ten Dollar impoundment fee for all illegally posted signs on public or private property. Passed unanimously.

7. CONSIDERATION OF APPLICATION FOR LOCAL PARKS & RECREATION ASSISTANCE FUNDS TO THE COUNTY OF MARIN

San Anselmo Parks & Recreation Director, Gary Howell, advised that the Board of Supervisors has allocated funds for local Parks & Recreation projects, applications for which must be submitted by September 30, 1976, and requested permission to submit an application for \$20,000 for the completion of Red Hill School baseball field. After Council discussion,

M/S Reed, Signorelli to recommend to the Priority Selection Committee for the Parks & Recreation Assistance Program that the moneys be set aside for one year in an interest bearing account, to give the jurisdictions time and opportunity to plan projects and establish priorities. Motion passed on a 3 - 2 vote with Councilmen Colteaux and Toal voting no.

M/S Colteaux, Reed that in the event the preceding procedure is not acceptable, to refer the Red Hill School field proposal and other suggestions to the Parks & Recreation Commission for recommendation as to the highest priority project to be undertaken at this time, with advice to the County that we are moving at all possible speed to adopt a suitable project for San Anselmo. Passed unanimously.

M/S Reed, Colteaux, the two previous directions failing, to adopt Resolution No. 1679 approving the filing of an application for local Parks & Recreation assistance funds with the County of Marin for the completion of Red Hill School field. Motion passed on a 4 - 1 vote with Mayor Capurro voting no.

Mayor Capurro stated that his no vote was based on his disapproval of the lack of time to properly consider the proposal.

8. ENDORSEMENT PROPOSITION 2 - NOVEMBER BALLOT

After Council discussion, a motion was made by Councilman Colteaux, which died for lack of a second, to adopt a resolution supporting Proposition 2, the Coastal and Park Bond Act.

Further consideration was tabled pending submission of further information by the Director of Parks & Recreation.

9. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS, COMMENTS AND DIRECTIONS TO STAFF

The requested date of October 7th by the Planning Commission for a workshop session with Council on second unit density was a conflict for several Councilmen - October 14th was suggested, subject to Commission confirmation.

Councilman Toal questioned what the Town could do about the Water District's position on a water meter for 45 San Rafael Ave. The Planning Director advised that the two residences were now being served by one meter, and suggested awaiting further MMWD action.

Councilman Toal requested a report on the Police mutual aid agreement with the Town of Fairfax as it had been his observation that implementation was one-sided.

Councilman Signorelli suggested a news release on Council's action on interim garbage rates. Councilman Colteaux suggested, and the Council accepted, that a history be included in the garbage company's notice to subscribers of the upcoming hearing.

Councilman Colteaux recommended that Resolution No. 1677 adopted September 14th requiring Town Franchise Holders to give notice of hearing on rate increases be amended to cover the intent that it should also apply to service adjustments.

M/S Colteaux Reed to amend Resolution No. 1677 so that the third line will read: "of the hearing by the Council of requests for rate or service adjustments....." Passed unanimously.

Councilman Colteaux brought to staff's attention that the action on the interim rates did not establish a rate for subscribers using compactors. The Council directed that the garbage company be directed to rescind its action in this regard.

10. PLANNING COMMISSION REPORT ON LOT COMBINATION AMENDMENT TO ZONING ORDINANCE.

M/S Toal, Signorelli to accept the Planning Commission's recommendation regarding lot size between 5,000 S.F. and 7,500 S.F. in area and 50 ft. to 60 ft. in average width, for the reason that only a small number of parcels would be affected, without significant impact on the planning of the community. Passed unanimously.

11. VOTING DELEGATE FOR ANNUAL LEAGUE OF CALIFORNIA CITIES CONFERENCE

Inasmuch as there will not be a San Anselmo representative attending the conference, the Administrator was directed to advise the League of California Cities that the Town would not have a voting delegate.

12. AUTHORIZE ACTUARIAL STUDY, RETIREMENT/SOCIAL SECURITY

M/S Reed, Toal to authorize an expenditure in an amount not to exceed the sum of \$3,000, to be transferred from the Reserve for Contingencies to Account 421-51, for actuarial services in connection with the possible withdrawal from social security and transfer from PERS to the County system. Passed unanimously.

13. REPORT OF PUBLIC WORKS DIRECTOR ON ALTERNATIVES FOR THE ALAMEDA

After discussion of alternatives suggested by the Director of Public Works, further consideration was tabled pending Councilman Colteaux's further research.

14. CONSIDERATION OF ACCEPTANCE OF SAVANNAH AVENUE

After Council consideration of a September 17, 1964 commitment by the then Town Engineer

to maintain Savannah Avenue at its then standards,

M/S Reed, Toal to pass Resolution No. 1680² accepting the improved portion of Savannah Avenue into the Town street system. Passed unanimously.

15. ORDINANCE AMENDING CODE TO PROVIDE FOR ALTERNATE MEMBERS DESIGN REVIEW COMMITTEE

Consideration of specifics continued to next meeting.

16. ORDINANCE AMENDING CHAPTER 15 OF TITLE VI RE SMOKING IN PLACES OF PUBLIC ASSEMBLY.

M/S Signorelli, Toal to adopt Ordinance No. 715 amending Chapter 15 of Title IV of the San Anselmo Municipal Code regarding smoking in places of public assembly. Passed unanimously.

17. CONSENT AGENDA

M/S Toal, Signorelli to pass consent agenda. Passed unanimously.

- a. Approved minutes of meeting of September 14, 1976.
- b. Approved warrant register for September 1 - 15, 1976.
- c. Denied claim of Jeannette Madison.
- d. Approved progress payment to James T. Thornton in the sum of \$8,481.42 for the Mariposa Avenue overlay.

ADJOURNED AT 11:50 P.M.

LIBBY HANSON
Deputy Town Clerk