

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

2. OPEN TIME FOR PUBLIC DISCUSSION

None

3. NOMINATIONS AND APPOINTMENTS

a. Design Review Committee

Councilman Reed nominated Susan Eisgrau, the Planning Commission's nominee.

By unanimous vote, Susan Eisgrau appointed to the Design Review Committee for the balance of a term to September 15, 1978.

b. Historical Commission

William M. Vanderbilt appointed to a two year term.

4. APPEAL OF INEZ RINEY FROM THIRD STORY VARIANCE, JOHN SLATTERY, 50 ASH AVENUE (VAR-704)

The Planning Director presented revised plans submitted by applicant John Slattery which eliminated requirement for a third story, providing required parking without the necessity for a variance, and reducing the height of the proposed structure by approximately 2' 6". Peter Greenwood of California Design Associates on behalf of appellant Inez Riney appealed for further height reduction. After discussion it was Council consensus that inasmuch as the revised plans eliminated a third story and do not call for any other variance for parking,

M/S Colteaux, Toal to deny the appeal on the condition construction conform to the revised plans and on the further condition that cross section shall show no more than two floors as defined by the Building Code. Passed unanimously.

5. ORDINANCE REZONING HERMAN BAUER PROPERTY, 590 RED HILL AVENUE TO SPD/R-1

M/S Signorelli, Toal to adopt Ordinance No. 721 amending Ordinance No. 485 of the Town of San Anselmo by changing the property classification from PPD R-1 to SPD S-1, A/P 6-091-59 - Herman Bauer. Passed unanimously.

6. CABLE TV

a. ORDINANCE AMENDING CHAPTER 3 OF TITLE 6, MUNICIPAL CODE

After Council questions to and response from staff and representatives of Tele-Vue Systems,

M/S Toal, Capurro to waive reading of Ordinance. Passed unanimously.

M/S Toal, Colteaux to introduce an Ordinance amending Chapter 3 of Title 6 of the San Anselmo Municipal Code Relating to Community Antenna Television systems as presented by staff. Passed unanimously.

Staff was directed to investigate and report to Council for possible further amendment, PUC regulations for public utilities sharing in the cost of providing underground facilities for new structures.

b. Franchise Agreement

Council requested amendments to the draft agreement as follows:

Section 7: The first and seventh sentences to read:

"7. Rate or Service Changes - Procedures. Any request for rate or service changes..... of the substance of the....."

The words "percentage of" inserted in the sixth line of Section 13 c. 2), page 4 between the words "system signal to" and "modulation."

The words "in addition" substituted for the words "provided, however," in lines 2 and 3 of Section 15 e.

M/S Toal, Reed to approve and authorize the Mayor to execute the agreement between Tele-Vue Systems, Inc. and the Town of San Anselmo, as amended. Passed unanimously.

7. PUBLIC HEARING: SAN ANSELMO GARBAGE DISPOSAL COMPANY

After presentation of analysis and recommendations by the Town Administrator, and presentation by Richard Bettini, Esq., representing the San Anselmo Garbage Company, renewing the company's emphasis on need and request for a basic \$4.50 monthly one-can rate, public hearing was opened. Public comment did not develop opposition to a rate increase, but suggested a route study by an outside consultant.

M/S Colteaux, Capurro to approve the Administrator's recommendations, including the following rate structure to go into effect as of January 1, 1977:

Single-family residential

| | |
|---------------------|--------|
| One can | \$4.35 |
| Two cans | 7.00 |
| Each additional can | 2.50 |

Extra can charge

| | |
|-------------------------|------|
| At regular service time | 1.25 |
| At other times | 5.25 |

Debris box rental

| | |
|----------------------------|-------|
| Two yard capacity - 7 days | 12.00 |
| Each extra day | 3.00 |
| Extra dump within 7 days | 7.00 |

Multi-residential

| | |
|-------------------------------|------|
| Per residential unit, per can | 4.35 |
|-------------------------------|------|

Commercial

| | |
|---|------|
| Minimum per each business establishment | 4.35 |
|---|------|

| | |
|---------|--|
| Maximum | Negotiated in relation to volume and frequency |
|---------|--|

and direction to staff to negotiate amendments to the Franchise Agreement of April 9, 1974 to reflect audit, route/schedule study, cost reduction incentive, franchise fee reduction and future rate revision provisions as outlined in the Administrator's memorandum of December 17th, extending the franchise to December 31, 1986.

Before voting on this motion, a substitute motion was made by Councilman Toal, seconded by Mayor Capurro to increase the rate for one can to \$4.50 and to allow a reduction of 50¢ per family per month for those who will seriously participate in recycling. Substitute motion failed on a 2 - 3 vote with Councilman Toal and Mayor Capurro voting Aye.

The main motion passed on a 3 - 2 vote with Councilmen Reed and Toal voting No.

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

Councilman Colteaux requested that the subject of improvement of The Alameda be placed on the January 18 agenda to discuss whether the Town may share in certain costs.

9. PARK & RECREATION COMMISSION SUBMITTING PARK PROJECT PRIORITY LIST

Council directed staff to set up in early February, 1977 Council/Park & Recreation Commission workshop meeting on the priority list and related matters, to precede Council action.

10. PARK & RECREATION COMMISSION RECOMMENDATION FOR STATE SB 174 FUNDS

To be considered at workshop session with Park & Recreation Commission, including consideration of facts and figures then available from County study of Marin Town and Country Club. Administrator directed to report status of this proposal at Council meetings in the interim.

11. URGENCY ORDINANCE EXTENDING DEADLINE FOR SECOND UNIT REGISTRATION AND USE PERMIT APPLICATION

M/S Reed, Signorelli to waive reading. Passed unanimously.

M/S Reed, Toal to adopt Ordinance No. 722, an Urgency Ordinance Extending Registration and Use Permit Application Deadlines for Residential Second Units, to be effective immediately. Passed unanimously.

12. SIGN ORDINANCE AMENDMENTS

M/S Toal, Reed to adopt Ordinance No. 723 Amending the San Anselmo Municipal Code Relating to Sign Ordinance Amendments. Passed unanimously.

M/S Toal, Reed to pass Resolution No. 1688 establishing fee for redemption of impounded signs under Section 9-7.1002(e) of the San Anselmo Municipal Code. Passed unanimously.

13. ORDINANCE TIGHTENING SUMMARY ABATEMENT PROCEDURE, RIGHT OF WAY OBSTRUCTIONS.

M/S Colteaux, Toal to waive reading. Passed unanimously.

M/S Toal, Colteaux to introduce an Ordinance Revising Summary Abatement Procedures. Passed unanimously.

14. CONSENT AGENDA

M/S Reed, Signorelli to pass consent agenda as to Items a & b. Passed unanimously.

Item c - Resolution setting fee for certification of compliance, State Map Act, was continued to January 4th meeting for submission of reworded resolution.

ADJOURNED at 12:40 A.M. to January 4, 1977.

LIBBY HANSON
Deputy Town Clerk