

MINUTES OF REGULAR TOWN COUNCIL MEETING JUNE 28, 1977

1. The Council met in Executive session at 7:30 P. M. to review the status of labor negotiations with the Town's negotiator (Town Administrator)

at 8:10 P.M. Mayor Toal convened open session with Councilmen Reed, Colteaux, Signorelli and Capurro present. Kym Rhodes, Administrative Intern, introduced to Council.

3. OPEN TIME FOR PUBLIC DISCUSSION

None

4. NOMINATIONS & APPOINTMENTS

a. Park & Recreation Commission - no applications over to next meeting.

b. Planning Commission - 2 applications Audrey Fatooh & Oliver Harle. M/S Reed, Signorelli to nominate Oliver Harle. Passed unanimously. Applications open to July 12th, appointment July 26th.

5. FINAL PLANS - COUNCIL CHAMBERS

After presentation by Architect George Banning,

M/S Signorelli, Reed to approve final plans for Council Chambers with the stipulation that the Council see a sample board re materials to be used, and photographs of hanging light fixtures. Passed unanimously.

6. FINAL PLANS- FIREHOUSE LANDSCAPING

M/S Colteaux, Signorelli to approve plans for firehouse landscaping as submitted by the Park Maintenance Supervisors with the understanding that tree removal will be deferred. Passed unanimously.

7. ORDINANCE REZONING 46 MARIPOSA

M/S Reed, Signorelli to adopt Ordinance No. 736 rezoning 46 Mariposa to SPD congregate housing for 12 elderly persons, Z-160, Parcel #7-284-29. Passed unanimously.

8. ORDINANCE REZONING HOLSINGER-BAUER-PERKINS PROPERTY

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

M/S Reed, Signorelli to introduce an ordinance rezoning to SPD, accepting Plan B sheet P-1 dated June 9, 1977 on Holsinger-Bauer-Perkins Tam View Knolls property in accordance with Planning Commission recommendation made June 20, 1977, Z-158, Parcels 6-091-59, 6-091-07, 6-121-07 and 6-121-09. Motion passed with four ayes, Mayor Toal voting No.

9. MCDONALD/NERVIANI APPEAL, 1201 SAN ANSELMO AVENUE

Residents of the area spoke in opposition to proposed building.

After discussion, M/S Colteaux, Reed to continue to July 12 for further consideration. Passed unanimously.

M/S Signorelli, Reed to extend deadline for abatement 30 days to August 6th. Passed unanimously.

10. CHANDLER APPEAL, DECISION ON PARKING FOR SECOND UNIT - 42 HUMBOLDT.

After presentation by Ms. Chandler,

M/S Colteaux, Reed to deny the appeal, but to modify to allow tandem parking in the existing carport area, with encroachment into adjoining right of way, as long as the second unit is maintained in accordance with the Second Unit Ordinance. Passed unanimously.

11. WHITBECK APPEAL DENIAL OF SIDEYARD VARIANCE.

After review with owner and his architect and public comment,

M/S Signorelli, Capurro to grant appeal on the basis that 8' setback requirement would deny the applicant equal property rights, provided sliding door, deck and steps are constructed adjacent to the existing west wall per 5-16-77 plan revision. Motion passed with Councilmen Reed, Signorelli and Capurro voting Aye; Councilman Colteaux and Mayor Toal voting No.

12. PHILCOX (THE COTTAGE) APPEAL REQUIREMENT OF OFF-SITE PARKING FOR OUTDOOR EATING STRUCTURE, 727 SIR FRANCIS DRAKE BLVD.

After review with applicants,

M/S Reed, Signorelli to grant the appeal; staff to supply appropriate findings. Motion failed on the following vote: Ayes: Councilmen Reed, Toal. Noes: Councilmen Colteaux, Signorelli, Capurro.

Thereafter, M/S Reed, Colteaux to continue to the next meeting, with referral to staff to prepare appropriate legal findings. Passed unanimously.

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

House on Mariposa and Jones weeds - fire hazard report to Fire Chief (Colteaux).

Advertising Firehouse dedication (Capurro).

Pot hole in street Sir Francis Drake (Signorelli).

14. URGENCY ORDINANCE PROPOSED BY PLANNING DIRECTOR - ADDITIONAL PARKING REQUIREMENTS FOR RESTAURANTS WITH OUTDOOR SEATING

No action on proposed ordinance. Comprehensive revision of parking requirements referred to staff for early report and recommendations.

15. ORDINANCE PROVIDING FOR LAND DEDICATION OR IN-LIEU FEES FOR PARKLAND IN SUBDIVISIONS

M/S Reed, Colteaux to waive formal reading and introduce ordinance. Passed unanimously.

16. RATIFICATION OF COLLECTIVE BARGAINING AGREEMENTS

Having reviewed the status of labor negotiations in the closed session at 7:30 P.M.

M/S Capurro, Signorelli to ratify and authorize the Mayor to sign collective bargaining agreements effective July 1, 1977 with the San Anselmo Police Officers Association and the Marin Association of Public Employees- Fire Unit, and to approve salaries and benefits for Management and Confidential employees as recommended. Passed unanimously.

Noting that to date the agreement recommended by negotiators for the Marin Association of Public Employees - General Unit has not been ratified,

M/S Colteaux, Reed to authorize the Mayor to sign the agreement to be effective July 1, 1977, provided it is ratified by the membership without substantive change by 5:00 P.M. June 30, 1977. Otherwise to direct as to this unit that all Town offers to date be withdrawn; that no retroactivity be granted in any ultimate settlement; that no work stoppage, slowdown, sick-out or the like be tolerated, any unauthorized absence to be cause for dismissal; further to direct that any time taken off be without pay, except for vacation leave authorized in writing prior to June 28, 1977, or validated sick leave if not commenced while otherwise off work; finally to authorize the continuation of salaries and benefits in effect under the agreement expiring June 30, 1977. Passed unanimously.

17. RESOLUTION REVISING EDUCATIONAL INCENTIVE PLAN

M/S Reed, Capurro to adopt Resolution No. 1718 revising educational incentive plan. Passed unanimously.

18. CITY-COUNTY SERVICES COMMITTEE POLICY STATEMENT

Council endorsed the approach to City-County cooperation set forth in the Committee's letter of June 10, 1977.

19. P.G.& E. REQUEST ENDORSEMENT OF ARCTIC GAS PROJECT

M/S Reed, Signorelli to adopt Resolution No. 1719 endorsing Artic Gas Project.
Ayes: Councilmen Reed, Signorelli, Capurro
Noes: Mayor Toal
Abstain: Councilman Colteaux.

20. CONSENT AGENDA

M/S Reed, Capurro to pass consent agenda as to Items a, b, c, d, e, g & h. Passed unanimously.

ADP592

- a. Approved minutes of 6/9, 6/13, 6/14 & 6/15/77.
- b. Approved warrant register for 6/1-15/77.
- c. Adopted resolution No. 1719 adopting 1977-78 final budget.
- d. Adopted resolution No. 1720 authorizing updating of application for LPW funds, Town Hall reconstruction.
- e. Adopted Resolution No. 1721 authorizing Mayor sign Urban Thoroughfare Agreement in form approved by Board of Supervisors.
- g. Confirmed low bidder - miscellaneous concrete work, 1977-78 fiscal year.
- h. Approved limited time extension and waived on-site improvements, Wudtke subdivision agreement.

f. Acceptance and final payment, Main Fire Station

M/S Colteaux, Reed to accept, as complete, the new Main Fire Station at San Anselmo and San Rafael Avenues, effective June 21, 1977 and to authorize eventual payment of the 10% retention in accordance with the provisions of the contract providing all punch list items and other defects have been corrected to the satisfaction of the Architect and the Director of Public Works, deducting for costs in accordance with the terms of the contract from the final 10% payment, further provided Federal authorities have confirmed compliance with labor standards and no part of retention to be paid without express Council authorization. Passed unanimously.

ADJOURNED at 1:10 A.M. to July 12, 1977.

G. PETTIT