

Minutes of Regular Town Council Meeting - August 23, 1977

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

2. OPEN TIME FOR PUBLIC DISCUSSION

None

3. NOMINATIONS AND APPOINTMENTS

a. Council sub-committee.

Councilmen Signorelli and Reed were appointed as a Council subcommittee to respond to alerts of meetings of regional and other organizations at which decisions affecting San Anselmo may be made.

b. Historical Commission

No applications

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

Councilman Colteaux questioned action taken by the Design Review Committee on an unagendaed item expressing concern as to lack of notice of a hearing. The Planning Director explained that notice of Design Review hearings was not required to be given other than posting the agenda.

Councilman Colteaux requested a future agenda item to discuss a policy statement by the Council in regard to the service of the County Counsel to special districts. Council directed it appear on the October 25th agenda.

Councilman Colteaux requested a future agenda item on the question of allocation of sales tax - to appear on October 25th agenda.

Councilman Signorelli questioned purpose of current surveys on outdoor eating establishments. The Planning Director explained that it was tied in with requirements for parking when uses are expanded or changed. He advised that the Planning Commission had just granted a parking variance for an outdoor eating deck addition abutting Creek Park, which would further expand the need for parking downtown. Councilman Colteaux announced that he would appeal the granting of the variance.

Councilman Signorelli reminded the Director of Public Works of his concern for the necessity of concentrated creek-walking this season. Director responded that this was an annual fall procedure.

5. PUBLIC HEARING - EXCEPTION TO SUBDIVISION REGULATIONS S-90, TAM VIEW KNOLLS CONDOMINIUMS

Public hearing was opened with no public comment.

M/S Signorelli, Colteaux to pass Resolution No. 1725, authorizing the Planning Commission to approve the tentative map for S-90, allowing the subdivision regulation exception of two water meters, out of a total of 13, for Tam View Knolls Condominium project, with the condition that building permits will not be issued for the two dwelling units involved until water meters are available. Ayes all present.

6. YELLOW CAB COMPANY REQUEST FOR RATE INCREASE

Alex Danks, Vice-President Operations, Yellow Cab Co. of San Rafael, advised Council that the requested rate increase was necessary in order to continue the service in the face of rising costs,

M/S Colteaux, Signorelli to approve the following rate schedule:

Meter drop-First Mile	.90¢
Successive Miles	.90¢
Waiting Time per hour	\$10.00

as a matter of policy, subject to the execution of proper documentation by the Town Administrator and subject to any further advise the Administrator may have as to the rate increase. Ayes all present.

7. REVIEW OF ABATEMENT ACTION - 520 RED HILL AVENUE

The owner of the property, William Dill, and his attorney, Helen Shapiro, were present.

Regular Council Meeting August 23, 1977

Staff advised that reconstruction of the premises would be required to commence by September 15th under previous Council action and to date reconstruction drawings with cost estimates have not been submitted and the owner has requested a revised schedule. Mr. Dill and his attorney claimed that the material submitted had been rejected by the Building Department and they were unsure as to what is required. It was suggested by Council that a meeting be arranged with the Director of Public Works. Max Holsinger, owner of Essex House, complained of the unsightly view which the condition of the premises creates to occupants of the Essex House.

M/S Colteaux, Signorelli to require removal of all materials connected with the commercial operation, along with all scrap, from 520 Red Hill Avenue by August 30, 1977 and this material be properly warehoused as allowed by Town Code, or removed outside Town limits; to require reconstruction drawings with cost estimates sufficiently complete to allow Staff to review acceptability or reconstruction of either or both the commercial and residential structures by September 6, 1977; and further if drawings and estimates, as required by Staff, are not received by September 6, 1977, then both structures are to be demolished and all materials, vehicles, trailers, and debris moved from the Town limits no later than September 30, 1977.

Ayes: Councilmen Colteaux, Signorelli, Capurro
 Noes: Mayor Toal
 Absent: Councilman Reed

Mayor Toal stated he voted no because he did not approve of a time extension.

8. RESOLUTION SETTING CHARGES FOR REMOVAL TERRIBLE HERBST SIGN

M/S Signorelli, Colteaux to pass Resolution No. 1726 to set costs for removing free-standing sign at Terrible Herbst Oil Co., 400 Red Hill Avenue at \$297.85, which sign was abated and removed as directed by Resolution No. 1722. Ayes all present.

9. CONSIDERATION OF ABANDONMENT OF A PORTION OF ROGERS AVENUE

Continued to September 13th.

10. CONSIDERATION OF EASEMENT AND METHOD OF COMPENSATION ON TOWN PROPERTY

The owner of A/P 199-250-54 has requested an easement over Town-owned parcel 32 for access to his land-locked parcel. After discussion, in which it was agreed that the value of the easement should be computed on the principle of the added value to the landlocked parcel by the granting of the easement,

M/S Colteaux, Signorelli to direct the Town Attorney to draft an agreement along the following lines: An arrangement whereby Mr. Ralph O. Jennings would have the value of a 20 foot easement across Town A/P 177-250-32 appraised by a mutually accepted appraiser and that the Town and Mr. Jennings agree to accept the value as equitable remuneration to the Town for granting the easement. Ayes all present.

11. N/A

12. RESOLUTION SETTING 1977-78 TAX RATE

M/S Colteaux, Signorelli to adopt Resolution No. 1727 setting 1977-78 tax rate at \$1.85 and that all of the jurisdictions in Marin County be advised of this action. Ayes all present.

13. ADOPTION OF ORDINANCE AMENDING PERS CONTRACT AS TO MILITARY SERVICE CREDIT

M/S Colteaux, Capurro to adopt Ordinance No. 739 authorizing amendment to PERS contract as to Military Service Credit. Ayes all present.

13a (ADDED ITEM) AUTHORIZATION FOR PARTIAL RELEASE OF 10% RETENTION FIRE HOUSE CONSTRUCTION

The Public Works Director requested authorization to release portions of the 10% retention in his discretion in proportion to the satisfactory completion of work by the subcontractors. Council expressed renewed concern as to the cracking of the slab floor in the equipment-housing section.

M/S Colteaux, Signorelli to approve release of the retained funds with the exception of \$5,000 to be withheld pending determination of the cracked floor prognosis and responsibility therefor.

Ayes: Councilmen Colteaux, Signorelli & Capurro
 Noes: Mayor Toal
 Absent: Councilman Reed

Regular Council Meeting August 23, 1977

Mayor Toal's no vote was based on his contention that the bulk of the retention should be withheld pending final solution to the cracked floor problem.

14. M/S Signorelli, Capurro to pass consent agenda. Ayes all presents

- a. Approved minutes August 9, 1977.
- b. Approved warrant register for August 10- August 15, 1977.
- c. Adopted Resolution No. 1728 approving increase in State Park Grant for Lansdale Station Park.

Adjourned at 10:20 P.M. to September 13, 1977.

Libby Hanson
Deputy Town Clerk