

Minutes of Regular Town Council Meeting November 22, 1977

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

2. OPEN TIME FOR PUBLIC DISCUSSION

None

3. NOMINATIONS AND APPOINTMENTS

a. Design Review Committee

M/S Reed, Capurro to close nominations. Ayes all present. Councilman Signorelli absent.

On a roll call vote Pat Weir received two votes (Councilmen Reed & Colteaux), Councilman Capurro voted for George Girvin and Mayor Toal for Suellen Lamorte. Thereafter the appointment of Pat Weir to the balance of term to September, 1979 was made unanimous.

b. Library Advisory Board - Balance of term to 6/79

Councilman Colteaux nominated Janet Diest - nominations held open.

c. Historical Commission (added item)

Announcement was made of the tendered resignation of Erwin Berliner. Council indicated reluctance to accept.

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

Councilman Reed announced that San Anselmo merchants had expressed concern as to the effect on downtown which will be created by the demolition necessary in connection with the Town Hall reconstruction project if carried on during the height of the Christmas shopping season. Staff was directed to arrange a meeting with the contractor and the affected merchants in an attempt to work out a program causing the least amount of impact.

5. REQUEST FOR DEFERRAL OF CONSIDERATION OF FIRE DEPARTMENT MANAGEMENT AUDIT.

M/S Colteaux, Capurro to postpone consideration of the Fire Department Management Audit until December 13. Ayes all present. Councilman Signorelli absent.

6. CAMPOLINDO CO-OP PUMPKINS - ASSESSMENT OF COSTS FOR REMOVAL

Although proper notice of the hearing had been given to the property owner and Campol Lindo Co-op, the Town has received no indication that voluntary reimbursement will be made of Town costs of cleanup and removal of pumpkins from the street right-of-way on Red Hill Avenue as a result of the illegally placed pumpkins which were thrown into the street by persons unknown and there was no appearance at the hearing to dispute the assessment.

M/S Colteaux, Reed in accordance with San Anselmo Municipal Code Section 1-2.06 providing for the collection of costs associated with summary abatement of a public nuisance, to certify a special assessment in the amount of \$115.38 and forward same to the Tax Collector of the County of Marin. Said assessment to be placed on Assessor's Parcel 6-201-04, commonly known as 40 Red Hill Avenue, San Anselmo, Owner of Record: Francis M. and Helen D. Gelardi. Motion passed with four ayes.

7 & 8 - Off calendar

9. BID AWARD: TOWN HALL RECONSTRUCTION

The Administrator announced that today the Board of Supervisors authorized transfer of \$20,000 in EDA-LPW funds surplus to the County to the San Anselmo project, thereby reducing the need for local funds in 1978-79 to \$85,020.

M/S Colteaux, Reed to award bid for Town Hall reconstruction to the low bidder, Page Construction Co. and Lloyd Hunter-Joint Venture, in the sum of \$957,327, and to establish a contingency reserve in the sum of \$47,866 - to retain to the Council the authority to approve change orders if delay of approval would not result in increased costs and delegate jointly to the Director of Public Works and the Town Administrator to approve change orders if delay of approval would result in increased cost; such action to be reported to the Council at the next meeting, and to direct

that status reports as to any problems be given to Council as they develop. Motion passed with four ayes. Councilman Signorelli absent.

10. TOWN ATTORNEY ASKING COUNCIL REVIEW HUMANE SOCIETY REQUEST THAT HE PROSECUTE ANIMAL CONTROL VIOLATIONS.

M/S Reed, Colteaux to disapprove the use of the Town Attorney for prosecution of animal control violations and request that this function remain the responsibility of the County on the ground, among others, that to do so penalizes taxpayers in the cities who are already being taxed for legal services rendered by the County. Motion passed with four ayes. Councilman Signorelli absent.

11. REQUEST FOR ENDORSEMENT OF INITIATIVE CONSTITUTIONAL AMENDMENT PROHIBITING PUBLIC EMPLOYEE STRIKES.

Jerry Lloyd appeared urging Council endorsement of initiative. Frank O'Connell of the Marin Association of Public Employees argued in rebuttal. Concensus of Council was that it would be inappropriate to officially endorse or oppose the initiative.

M/S Colteaux, Capurro to take no action. Motion passed with four ayes. Councilman Signorelli absent.

12. APPOINTMENT OF FIRE CHIEF

M/S Capurro, Reed to waive civil service rules requiring formal examination preceding appointment to the Fire Chief position and to appoint Robert C. Beedle as Acting Fire Chief effective December 1, 1977 @ \$2,020 per month, and as Fire Chief as of the effective date of the retirement of Richard E. McLaren. Motion passed with four ayes.

13. CONFIRMATION OF GARBAGE RATE ADJUSTMENTS PER FRANCHISE EFFECTIVE JANUARY 1, 1978

The Administrator advised that under the provisions of the franchise agreement with the San Anselmo Garbage Disposal Co an increase of 5.5% in garbage rates is called for as of January 1, 1978 to reflect labor cost increases.

M/S Colteaux, Capurro per Section 14 of the Garbage Collection Franchise Agreement, to confirm the 1978 rates listed in the Administrator's memorandum of November 16, 1977. Motion failed on a tie vote - Councilmen Colteaux and Capurro voting aye. Councilman Reed and Mayor Toal voting no. Councilman Signorelli absent.

To be reconsidered at December 13 meeting.

14. ORDINANCE REGULATING MURALS

M/S Reed, Colteaux to waive reading. Passed with four ayes. Councilman Signorelli absent.

M/S Reed, Colteaux to introduce an ordinance defining and regulating murals to be painted or otherwise affixed to building walls. Passed with three ayes, Mayor Toal voting no. Councilman Signorelli absent.

15. Off Calendar

16. RESOLUTION GOVERNING USE OF TOWN POLES FOR BANNERS

After consideration of the Lion's Club objection to wording of the resolution concerning frequency of use and concern as to the "not for profit" description,

M/S Reed, Capurro to re-refer back to staff to work with Lions Club on rewording. Passed with four ayes. Councilman Signorelli absent.

17. POLICY CONSIDERATIONS ON TURNING OFF STREET LIGHTS

After discussion of consequences of turning off street lights in residential areas,

M/S Capurro, Toal to rescind the provision of previous motion directing turning off street lights in residential areas. Motion failed on a tie vote. Councilmen Capurro and Toal voting aye, Councilman Reed and Colteaux voting no, Councilman Signorelli absent.

Thereafter, M/S Reed, Toal to table. Motion passed with four ayes.

After further discussion and Council concensus that further study should be made,

M/S Reed, Toal to untable and agenda December 13th for further discussion. Passed with four ayes.

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18. ANNOUNCEMENT OF RETIREMENT OF TOWN LIBRARIAN - ESTABLISHMENT OF PROCEDURE FOR RECRUITING AND SELECTION REPLACEMENT.

M/S Reed, Capurro to acknowledge with regret notification of Lucy Palo's retirement and by Council resolution commend her for her leadership and long service; and to direct the Administrator to commence recruiting effort, with the understanding that the Council will select from among three candidates to be recommended by an oral interview board. Motion passed with four ayes. Councilman Signorelli absent.

19. BOARD OF SUPERVISORS REQUESTING ADVISE AS TO PROPOSED CHANGES IN LOCAL PARK ASSISTANCE PROGRAM.

M/S Reed, Capurro to advise Board of Supervisors San Anselmo opposes the two proposed changes in the Policy Statement of the Local Park Assistance Program. Motion passed with four ayes. Councilman Signorelli absent.

20. ABAG ENVIRONMENT MANAGEMENT PLAN COORDINATORS OF ARRANGEMENTS AND PROGRAMS COMMITTEE REQUESTING TIME ON FUTURE AGENDA

M/S Reed, Capurro to advise ABAG of Council non-interest in participation. Passed with four ayes. Councilman Signorelli absent.

21. CONSENT AGENDA

M/S Colteaux, Reed to pass consent agenda. Passed with four ayes.

- a. Approved minutes of November 8, 1977.
- b. Approved warrant register for November 1-15, 1977.
- c. Adopted Resolution No. 1737 requesting County Elections services 3/7/78.
- d. Adopted Resolution No. 1738 re candidate's statements, etc.

Adjourned at 11:02 P.M. to Workshop Meeting with Planning Commission 8 P.M. Thursday, December 1, 1977.

Libby Hanson
Deputy Town Clerk