

## Minutes of Regular Council Meeting January 22, 1980

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

2. OPEN TIME FOR PUBLIC DISCUSSION

Ronald Jolliffe, 177 Oak Ave., suggested that the Council should consider adopting an ordinance establishing a maximum driveway slope.

3. CONSIDERATION OF ENDORSEMENT OF TRANSIT SALES TAX MEASURE ON APRIL 8 BALLOT

Councilman Toal requested continuance to 2/12 meeting.

4. MODIFICATION OF GROSS RECEIPTS BUSINESS LICENSE TAX AS IT APPLIES TO SERVICE STATIONS AND OTHER BUSINESSES AFFECTED BY EXTRAORDINARY INFLATION

M/S Toal, Convis to waive reading of ordinance. Ayes all present.

M/S Toal, Convis to adopt on an urgency basis Ordinance No. 779 moderating the gross receipts tax on businesses subject to extraordinary price inflation without proportionate growth in net, and to direct the Administrator to report at the end of this current license period as to workability of the formula in this ordinance. Ayes all present.

5. APPEAL BY MIKE PALUMBO FROM PLANNING COMMISSION DENIAL OF VARIANCES FOR THIRD STORY AND ACCESS, 155 OAK (V-169)

Ronald Jolliffe and other residents of the Oak Avenue neighborhood reiterated to the Council the concerns expressed at the Planning Commission hearings on the access variance. Mike Palumbo in support of his appeal argued that the granting of the access-over-an-easement variance would permit the cutting of one driveway to serve two residences and would have much less impact on the neighborhood than cutting individual driveways for each residence, while providing more off-street parking. After Council discussion,

M/S Capurro, Convis to deny the appeal for the reasons that the granting of the requested variances would be detrimental to the neighborhood and that the slope of the proposed driveway would exceed the Town's policy of a maximum 25% driveway slope. Ayes all present.

6. FURTHER CONSIDERATION, ANGELA AVENUE GUTTER ENCROACHMENTS

Council accepted the Director of Public Works report expressing the opinion that the flooding in the area is not affected by the gutter encroachments and took no action.

7. CONSIDERATION OF DELETION OF "SUNSET" PROVISION FROM NO ALCOHOL-IN-PARKS ORDINANCE

Anne White of the Chamber of Commerce advised that the Chamber was in agreement that this ordinance should remain in effect at this time, but suggested that a new self-destruct date should be substituted to assure that the ordinance will be brought up for review. Staff called attention to the fact that all ordinances are always subject to Council review.

M/S Toal, Capurro to introduce an ordinance deleting the July 1, 1980 expiration date of Ordinance No. 746 and continuing prohibition of use of alcoholic beverages in Town Parks and Playgrounds. Motion passed with 3 Ayes. Councilman Convis voting no on the basis that no provision is made for a subsequent review date.

8. RESIGNATION OF BOB LEITZELL AS DIRECTOR OF PUBLIC WORKS/PLANNING

M/S Toal, Convis to accept with great regret the resignation of Bob Leitzell as Director of Public Works/Planning and adopt a resolution of appreciation for services rendered to the Town. Motion passed with four ayes.

Council scheduled an executive session for Tuesday, January 29th at 8:15 P.M. for the purpose of considering the appointment of a successor Director of Public Works/Planning.

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

Councilman Toal called staff attention to a constantly tipped over garbage container at the bottom of the pedestrian easement on Butterfield Road.

Councilman Convis suggested that staff investigate roadway erosion at 166 hilldale.

The Administrator advised that he had attended the Board of Supervisors meeting today with other City Managers after being alerted that a proposal was being considered to divert all of the Rule 20 Utilities Undergrounding funds to a single project in San Rafael at the expense of other Marin jurisdictions. The result of the protest was that no action would be taken by the BOS until a report was received from Urban Thoroughfare Systems Committee on its county-wide recommendations.

The Administrator reported that the Countywide Plan Advisory Committee has requested that a joint Council/Planning Commission meeting be scheduled during January or February to receive a progress report and give further guidance for the final steps to be taken in the Countywide Plan Update Program. Tuesday, February 5th was scheduled, subject to agreement by the Planning Commission.

10. POSSIBLE CHANGE IN APRIL 8 MEETING DATE

Council concensus was to hold the regularly scheduled meeting with a limited agenda.

11. CONSENT AGENDA

M/S Toal, Capurro to pass Consent Agenda.

- a. Approved minutes of meeting of January 8, 1980.
- b. Approved warrant register for 1/1-15/80.
- c. Continued to February 12 public hearings on Holstein Rd. rezoning and Belle Avenue rezoning.
- d. Authorized the San Anselmo Public Library to participate in county-wide fine-free book return week 2/11-16.
- e. Transferred \$5,045 from reserve for contingencies for Library gutter replacement, scaffolding and added painting costs.
- f. Adopted Resolution No. 1828 urging Legislature enact Federally-required motor vehicle inspection program.

ADJOURNED at 10:20 P.M. to Executive Sessions January 29, 1980 at 8:15 P.M.

LIBBY HANSON  
Deputy Town Clerk