

## MINUTES OF FEBRUARY 8, 1983 REGULAR TOWN COUNCIL MEETING

Council met at 7:30 P.M. in pre-session to interview candidates for Board of Review vacancy: Margaret Osborne, Lawrence Stack and Larry Stanfield.

At 8 P.M. Mayor Buckle convened the regular session with Councilmembers Toal, Capurro, Wooliever and Ollinger present.

2. OPEN TIME FOR PUBLIC DISCUSSION

None

3. APPOINTMENTS - Board of Review

On a roll call Stanfield received three votes, Stack one and Osborne one. Thereafter, M/S Ollinger, Capurro to make appointment of Larry Stanfield to a term on the Board of Review to December, 1986 unanimous. Motion passed on a 4 - 1 vote with Toal voting No.

4. CONTINUED PUBLIC HEARING - NUISANCE ABATEMENT, HAZARDOUS INCOMPLETE SITE WORK, 308 GREENFIELD - ORAL PROGRESS REPORT

The Director of Public Works reported that the situation is stabilized to a point where any further work on the site until after the rains would hurt rather than help. Continued to March 8th regular meeting for further report.

5. CONTINUED PUBLIC HEARING - NUISANCE ABATEMENT, PLUGGED CULVERT, CHERNEWOOD SITE - ORAL PROGRESS REPORT

The Director of Public Works reported that installation of the substitute riser has been accomplished and seems to be working. Accordingly, Council closed the public hearing and terminated the proceeding. Currently the Director is working with another property owner below to secure a problem there by backhoeing a drainage ditch.

6. REVIEW OF PROPOSALS AND AWARD OF CONTRACT FOR FEASIBILITY STUDY, AFFORDABLE HOUSING SITES.

Council received and reviewed proposals from Livingston & Associates, Williams & Mocine, Lynn Sedway & Associates and Chris Craiker, Inc.

On a roll call Livingston & Associates received one vote, Lynn Sedway one vote and Chris Craiker, Inc. three votes.

Thereafter on motion of Toal, Chris Craiker, Inc's proposal was accepted by unanimous vote and the Administrator was authorized to execute a contract for Housing Feasibility Study with Chris Craiker, Inc.

7. REVIEW OF POLICY ON CHARGING FOR TREES FALLEN ACROSS STREETS

This question was brought to the Council by Mayor Buckle after a complaint from a resident on the billing for emergency call out on a weeked of members of the street crew to clear a street for emergency vehicles and other traffic after a tree had fallen from an adjacent property blocking the street. Council was informed that Departmental policy calls for billing the property owner for actual manhours spent at the site during normal work periods. However, on night or weekend call-out the union contract requires that each man be paid a minimum four hours at overtime rate. Mayor Buckle and members of the public present protested this policy, contending that this emergency service should be provided on the same basis as the Town provides fire and police emergency service on a 24-hour basis.

M/S Buckle, Capurro to establish the policy that property owners will not be billed for emergency clearing of streets when necessary to provide for passage of emergency vehicles. Motion failed on a 2 - 3 vote with Capurro and Buckle voting Aye.

Thereafter, M/S Wooliever, Toal to continue to bill property owners, but on a call-out bill only for actual time spent (from portal to portal) with the Town absorbing the difference. Motion passed on a 3 - 2 vote with Capurro and Buckle voting No.

8. DIRECTOR PUBLIC WORKS REQUESTING AUTHORIZATION FOR EMERGENCY WORK ON EUCALYPTUS TREES, FAUDE PARK, WITH TRANSFER OF \$4,000 FROM RESERVE FOR CONTINGENCIES.

M/S Toal, Capurro to authorize immediate trimming, and removal where necessary, of

Eucalyptus trees located on Town-owned property adjacent to Alice Way, with a budget of \$4,000 to be placed in Account 481-P-20 (Parks Outside Services), to be taken from the Reserve for Contingencies. Motion passed by unanimous vote.

9. ADOPT AMENDMENT OF ZONING ORDINANCE RE PARKING SPACE SIZE

M/S Toal, Ollinger to adopt Ordinance No. 836 amending Chapter 3 of Title 10 of the San Anselmo Municipal Code Clarifying Space Requirements and Revising the Definition of "Parking Space". Motion passed by unanimous vote.

ADDED ITEM: COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS, COMMENTS AND DIRECTIONS TO STAFF

Ollinger - complimented Bob Corlett on the well-done job by the Tax Equity Board; announced that he planned to attend the February 17th Finance Committee meeting.

Buckle - announced that he will be absent from the February 22nd regular meeting and the February 23rd San Anselmo hosted Mayors and Councilmembers meeting; questioned the status of the Red Hill Merchants Association complaint on charges for debris boxes and requested the Administrator to keep the Council up to date on the situation; questioned recent work on Eucalyptus trees in Memorial Park - advised that the trees are on Parkside Apartments property and the work was ordered by the property owner; questioned status of the Adma Morgan mural - advised that the request for preliminary injunction was on the court calendar for February 10th.

Wooliever - reported that she has been receiving complaints from residents on excessive interruption of cable TV service. Toal, as a member of the Viacom Watchdog Board, suggested that the affected parties contact Viacom and if satisfaction not forthcoming, to report back to him.

10. CONSENT AGENDA

Buckle requested that the minutes of the January 25th meeting be corrected to expand on the reason cited for his voting No on Item 5 - Nuisance Abatement, Mural on Front Wall of Building at #2 Red Hill Ave. - to read "Mayor Buckle voting no on the basis of his disapproval of Town trespassing on private property to remove the mural."

Buckle requested that item f be removed from the Consent Agenda for discussion. At the suggestion of Capurro, Council directed that this item be continued to March 8th regular meeting.

M/S Toal, Wooliever to pass consent agenda as to Items a, b, c, d, e & g. Motion passed by unanimous vote.

- a. Approved minutes of meeting of January 25th as corrected.
- b. Approved warrant register for 1/16-31/83.
- c. Adopted Resolution No. 1934 approving the 1983/84 to 1988/89 Major Non-Interstate Projects in Marin County as recommended by the Marin County Urban System Committee and Resolution No. 1935 Approving the Five-Year Federal-Aid Urban Program beginning 1984-85 recommended by the Marin County Urban System Committee.
- d. Accepted quarterly report, Robson-Harrington House Associate, Inc. and directed commendation be conveyed to the Association for extent of public use and for rehabilitation effort.
- e. Authorized staff negotiate sale of right-of-way, 250 Scenic for plotage value.

ADJOURNED at 9:30 P.M. to regular meeting February 22, 1983.

LIBBY HANSON  
Secretary