

MINUTES OF REGULAR MEETING SEPTEMBER 13, 1983

The Council convened in Executive Session at 7:00 P.M. to commence evaluation of management performance.

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

2. OPEN TIME FOR PUBLIC DISCUSSION

None

The Administrator announced that he had a quotation from the League of Women Voters to be discussed under Item No. 8 and an added item (12a) concerning instructions to San Anselmo's representative on the Ross Valley Paramedic Authority.

3. APPOINTMENTSa. Open Space Committee

Toal nominated Richard C. Shortall, Jr. and John Cowperthwaite. Thereafter,

M/S Buckle, Toal to close nominations. Passed by unanimous vote. Shortall and Cowperthwaite were thereby appointed as members of the Open Space Committee.

b. Historical Commission

M/S Capurro, Ollinger to reappoint Katherine Coddington, Alan Creighton, William Franchini and W. M. Vanderbilt to additional terms on the Historical Commission running to September, 1987. Motion passed by unanimous vote.

c. Board of Permit Appeals

M/S Toal, Ollinger to appoint Don Mansell, Valmar Schaaf, James McDonald, Don Ongaro and Jeff Kroot to reconstitute a five-member Board of Permit Appeals. Motion passed by unanimous vote.

4. FURTHER CONSIDERATION, NEIGHBORHOOD APPRAISAL PROGRAM

Toal announced that he has reconsidered his previous position and is now inclined to support this program.

County Assessor Bruce Shafer was present to assure the Council that this program is not intended to hassle property owners, but rather to assure that property taxes are equalized and the Assessor's records are periodically updated.

M/S Ollinger, Toal to approve and authorize the Mayor to sign JPA for Neighborhood Appraisal Program, subject to approval by the Marin County Board of Supervisors. Motion passed with four ayes, Buckle voting no.

5. APPEAL OF ROBERT L. ADRIAN RE PLASTIC PIPE INSTALLATION

M/S Buckle, Toal to refer this appeal to the Board of Permit Appeals for a hearing to be set within the next two weeks. Motion passed by unanimous vote.

6. PUBLIC HEARING - NUISANCE ABATEMENT, COLLAPSED GARAGE, 55 FOREST AVE.

Notice of this hearing having been given to the property owners in the manner and form required by law and no appearance made on behalf of said property owners, with Council receiving the report of and hearing sworn testimony by the Town Engineer that a slide during last winter's storms brought several trees down onto the garage roof, pushing it forward and causing the retaining walls of the garage to collapse, creating a dangerous situation of the trees coming further toward the street.

M/S Toal, Ollinger to adopt Resolution No. 1962 declaring the fallen trees and collapsed garage roof at 55 Forest Ave. to be a public nuisance, directing the property owner to abate said nuisance by proceeding diligently and immediately to demolish and remove the garage roof, remove the fallen trees and grade the area to prevent the concrete walls from further collapsing and upon failure of the property owners to complete this work to the satisfaction of the Town Engineer by October 14, 1983, said Town Engineer shall cause said work to be done and the cost thereof to the Town made a lien on said property. Motion passed by unanimous vote.

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7. PUBLIC HEARING - ABANDONMENT OF UNUSED RIGHT-OF-WAY, HUMBOLDT AVE., NEAR VISTA LANE

Public hearing was opened. Council was informed that this hearing was a follow-up to the agreement with George Noble, 47 Humboldt Ave. to convey this small portion of unused surplus street right-of-way adjacent to his property to him for a money consideration and his agreement to contribute to street improvement and clean up and maintain the area.

Norman Mustil and Robert Shift, residents of Deer Park Lane objected to this abandonment contending that the money consideration was not comparative to its value and that scarce parking space would be lost in the area.

Council requested continuance to its October 25th meeting.

8. ADMINISTRATOR RECOMMENDING SERIES OF STEPS BEGINNING NOW TO RESTORE CONFIDENCE IN AND STABILITY OF SAN ANSELMO GOVERNMENT

A special meeting was set for Tuesday, September 20th as a workshop session to consider options to fill the void which will be created on the departure of the Town Administrator.

Mayor Wooliever suggested that it was imperative at this time that this Council commit itself on the question of whether the current fiscal year's budget would be reopened if the results of the December 13th advisory election indicate that the majority of San Anselmo residents prefer reduced services rather than additional taxation. Toal, Ollinger and Wooliever individually committed to a position that the message from the advisory election will be used in formulating future budgets commencing with the 84-85 fiscal year, with no intent to reopen for slashing the 83-84 budget. Buckle and Cappuro did not make a commitment.

The Administrator advised that the League of Women Voters has agreed to handle the December 13th advisory election via mailed ballots and the cost to the Town has been estimated at \$6,000, to include postage-paid return envelopes. Council acceptance will be scheduled on the September 27 agenda.

9. ADMINISTRATOR RECOMMENDING ACCEPTANCE OF FINANCE COMMITTEE FINAL REPORT AND RELATED ACTIONS

M/S Toal, Capurro to accept the final report of the Finance Committee, thank and dissolve the Committee; direct staff to proceed with research and/or action, returning to the Council for specific authorizations as needed to carry out the recommendations of the Committee as to disposal of Town-owned surplus property and options for conversion of Isabel Cook property, establishing as policy that any gains realized will be invested with principal held intact and interest earnings used to finance capital reconstruction projects either pay-as-you-go or as guarantee for certificates of participation; schedule a Town Meeting December 3rd for the purpose of public education on the December 13 advisory election to be co-sponsored by SAVE and the League of Women Voters; and to endorse voluntary fund-raising concept as applied to one-time effort(s) for specific project(s), particularly when a San Francisco Foundation challenge or matching grant may be available. Motion passed by unanimous vote.

10. (Cont.) REQUEST BY HERMAN KRAMER AND FRED PETERSON FOR ILLEGAL SECRET MEETING TO DISCUSS BREAKING CONTRACTS

Noting the impropriety of this request,

M/S Toal, Ollinger to lay the matter to rest. Motion passed by unanimous vote.

11. ADMINISTRATOR REPORTING NEW DEVELOPMENTS ON SOCIAL SECURITY WITHDRAWAL PROBLEM

M/S Capurro, Ollinger to authorize Town cost-sharing from the temporary reserve for compensation adjustments in the amount of \$512.50 for litigation expense in joining other public agencies as plaintiffs in a suit against the Federal Government to permit social security withdrawal. Motion passed with three ayes. Wooliever absent, Buckle abstaining on the basis he does not understand the implications of this action.

12. STREET LIGHT ACQUISITION

M/S Ollinger, Buckle to approve commenced and on-going course of action. Motion passed with four ayes, Wooliever absent.

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12-a (ADDED ITEM) CONSIDERATION OF INSTRUCTIONS TO SAN ANSELMO REPRESENTATIVE ON BOARD OF DIRECTORS OF ROSS VALLEY PARAMEDIC AUTHORITY ON CONTRACT OPERATION VS DIRECT OPERATION

Continued to special meeting September 20th.

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

Ollinger suggested a Council consensus on the course of action offered to Chris Craiker in the Administrator's letter of September 12 concerning the San Anselmo Affordable Housing Site Feasibility Study. Supported by Council.

Council directed that the subject of the Town purchasing earthquake insurance be placed on a future Council agenda.

Wooliever requested that a past practice of Council agendas indicating a time slot for a recess at an appropriate break in the agenda be reinstated on an experimental basis.

14. CONSENT AGENDA

Buckle requested an addition to the minutes of the August 23rd meeting to indicate that he voted no on Item No. 5 on the basis of his opinion that the Town does not have authority to place signs on unaccepted streets.

M/S Capurro, Ollinger to pass consent agenda. Passed by unanimous vote with Ollinger abstaining as to approval of minutes of August 23rd.

- a. Approved minutes of meeting of August 23, 1983, as amended.
- b. Approved warrants 7043-7097 in the total amount of \$136,242.78 for August 16 - 31, 1983.
- c. Rejected claim of Matthew M. Miller.
- d. Awarded contract to W. R. Forde-North Coast Construction in the amount of their adjusted low bid of \$31,981, authorizing a project contingency fund of \$3,000 for Amberwood Lane improvements.
- e. Authorized filing of notices of completion for storm drain and slurry seal projects.
- f. Continued public hearing on Indian Hills economic viability question to October 11, 1983 at 9 P.M.

Mayor Wooliever announced that at the Council Executive Session held on September 6th the date of the termination of the Town Administrator's employment was established as December 31, 1983 on the following vote of the Council: Ayes: Capurro, Buckle Toal
Noes: Ollinger, Wooliever

Adjourned at 10:50 P.M. to continued Executive Session on evaluation of management performance. At the conclusion of the session, the Council determined on a 5-0 vote to retain the six management employees other than the Administrator, with changes in salary effective 7-1-83 as set forth below, with no other changes in employment contracts:

<u>Position</u>	<u>Annual Salary</u>	
	<u>From</u>	<u>To</u>
Police Chief	\$34,800	\$38,400
Police Captain	31,800	35,400
Dir. Public Works/Planning	34,800	37,200
Maintenance Supervisor	25,800	27,580
Library Director	26,400	28,222
Administrative Assistant	21,600	23,090

ADJOURNED at 11:45 P.M. to Special Meeting September 20 at 8 P.M.

LIBBY HANSON
Secretary