

ADJOURNED TOWN COUNCIL MEETING - APRIL 15, 1986

Mayor Ollinger convened the meeting at 8:00 p.m. with Councilmembers Wooliever, Cordingley and Toal present. Councilmember Capurro absent.

2. Convene as Canvassing Board: M/S Cordingley, Wooliever, to adopt Resolution 2073 declaring the canvass of returns and results of the General Municipal Election held on April 8, 1986. Ayes all.

Outgoing Councilmember Toal said he was sorry that two Councilmembers had been defeated at the polls; however, he was happy about the new Councilmembers taking their seats. While he was not eager to leave the Council, he said he felt it is time to go.

Outgoing Mayor Ollinger said he had given a lot of thought about the results of the election and what he finally concluded was that the others had gotten more votes than he had. He further concluded the most important thing is to do the job and to the best of one's ability, and to do it willingly. It is not a job that should be done for political glory. The new members that come onto the Council are bringing their own unique sense of themselves and will perform in their own way. That is the beauty of our government and that is what gives it its vitality, which is what is important.

Councilmember Wooliever stated her personal appreciation and said it has been a privilege working with the outgoing Councilmembers and she is happy to have had in her term of office the benefits of their ideas. She wished them well.

Councilmember Cordingley presented a small token of appreciation for the things the outgoing members have done for the Town. He said he had learned a great deal from each of the outgoing members.

3. Administering of oaths of office of newly elected Councilmembers: Town Clerk, Caroline Foster, administered the oath of office to three newly elected Councilmembers, Ann Walsh, Paul Chignell and John Sharp.

4. Seating of new Councilmembers and election of Mayor and Vice-Mayor: Newly elected Councilmembers Walsh, Chignell and Sharp were seated and the Council proceeded to the election of Mayor. Councilmember Anne Wooliever was nominated by Councilmember Cordingley, seconded by Councilmember Chignell; there being no further nominations, Councilmember Anne Wooliever was elected Mayor with 4 Aye votes, and Wooliever abstained.

The Mayor was seated and conducted the election of Vice-Mayor. Nominated, Sharp, seconded Wooliever, Councilmember Bill Cordingley for the office of Vice Mayor. There being no further nominations, Councilmember Bill Cordingley was elected Vice-Mayor with 4 Aye votes, and Cordingley abstained.

OPEN TIME FOR PUBLIC

This item had been inadvertently omitted from the Agenda. Mr. Ed Cunningham, 21 Lincoln Avenue, said he wished to thank Mayor Ollinger for having served so ably as Mayor and Woody Capurro for all of the hours he has put in for so many years, and Pieter Toal for his years of service to this Town. Addressing the outgoing Council he said: "Thank you for serving us; we hope you serve us again. I want to thank Woody in absentia for everything he has done over so many years."

5. Vacancies: Vacancy on Library Board posted.
6. Administrator's Recommendation re: Attendance at League of California Cities' 1986 New Mayor and Councilmembers Training: Administrator Garvey suggested that all five of the Councilmembers attend the League of California Cities training session for new Mayors and Councilmembers on May 14, 15 and 16.

Pieter Toal recommended all five attend.

7. Administrator's Memo of April 8 re Public Hearing - Chief of

Police: The administrator said an appropriate step would be discussion among the Council in executive session to make sure they are caught up on the various information. He recommended after that session they set a public hearing.

Councilmember Walsh asks where the Council stands legally. She said it was her understanding that no charges have been brought against the Chief of Police. She said she was not aware of any charges. In reading the paper all these weeks, she wonders how public the hearing is. She thought it is getting pretty public, and the Chief doesn't know what the charges are against him. She then asked the Town Attorney if the Skelly case was pertinent.

Councilmember Chignell said he is unequivocally committed to clearing the matter up as quickly as possible; however, he felt the Council should meet in Executive Session.

Councilmember Sharp said the protection of parties involved must be balanced with the Town's right to know what is going on. He hopes for a speedy resolution. He said he thought the Council should go into Executive Session and resolve the matter one way or another as quickly as they can.

Councilmember Cordingley said he felt they should go into Executive Session: There is a great deal of information that new members need to know before making a decision on the matter. There is no way that they can make a decision on this matter without that information.

Councilmember Sharp said he had a lot of questions that he will ask, but they go into areas of substance.

Councilmember Chignell agreed with Councilmember Sharp's comment.

Councilmember Walsh said she thought it is the Council's obligation to get the matter resolved as soon as possible so they can move forward.

From the audience Sarah Nome read a letter she had prepared which was addressed to Town Attorney Roth, Town Administrator Garvey and the Newly Elected Council: The letter stated they would be going into a closed session without any legal basis; the letter mentioned hushed up incidents and innuendos; and asked for a complete exoneration of the Chief and a written apology signed by the 7 people involved; plus reimbursement to the Chief for his legal expenses and to the Town for out-of-pocket expenses incurred in the investigation."

Ed Cunningham, 21 Lincoln Avenue, said he encouraged the new Council to obtain as much information as they possibly can. He urged that no decision be made at this meeting. He said the Council should allow themselves space to become acquainted with the entire matter. He said, "We want you as a newly elected Council to look into this issue and arrive at a speedy conclusion.

Fred Peterson, 101 Sunny Hills Drive, said the Chief and his family and the residents of the Town have a right to be advised of the charges against him. He has a right to respond to those charges whether in public or private. He asked to have the Chief's name cleared. He said he hoped that a decision would be made tonight. He said as the Council goes into executive session if they decide that there are no charges, for the sake of the Chief and his family, then clear his name. He needs this--the residents need this.

Herman Kramer, 1 Allemand Lane said he seconded Mr. Peterson's remarks. He hoped the Council would have an Executive Session and come out and be able to clear the Chief's name tonight.

8. Council Request for Future Agenda Items, Comments and Direction to Staff. Staff Miscellaneous Items.

Councilmember Chignell said he wished to express his thanks to everyone here. He said he hopes to serve as well as the three gentlemen on the previous Council. He stated he would be calling on them for their expert advise over the next four years.

The Town Administrator announced the meeting of the Marin County Council of Mayors and Councilmembers to be held at the Blue Rock Inn in Larkspur on April 23.

The Administrator also announced to the Council there would be a dinner honoring the volunteers on April 25 and there were 150 certificates to be signed by the Councilmembers prior to that time. He said the dinner was open to anyone who would like to come.

At 8:40 the meeting adjourned to Executive Session and to the next regular Council meeting of April 22, 1986.

Thelma Foster