

TOWN OF SAN ANSELMO

Minutes of the Town Council Meeting of November 12, 1991

6:00 p.m.

Closed session regarding pending litigation pursuant to Government Code Section 54956.9(c), Sloan and Colteaux v. Town of San Anselmo, and Government Code Section 54956.9(a), and regarding personnel matters.

7:20 p.m.

Interviews with applicants to the Open Space Committee and Seminary General Plan Advisory Committee.

8:00 p.m.

1. CALL TO ORDER.

Mayor Zaharoff convened the regular meeting, with Councilmembers Chignell, Colteaux, Kanis and Walsh present.

2. OPEN TIME FOR PUBLIC EXPRESSION.

Lea Madison, 25 year resident of San Anselmo, expressed concern that the other side of the rockslide on Red Hill Avenue was unstable and would also slide, potentially harming pedestrians. Town Administrator Bonander will contact her.

William Jelinek, 53 Florence Avenue, expressed concern that local residents would lose their say if regional transportation and growth measures are implemented.

3. CONSENT AGENDA.

- (a) Acknowledge and file warrants: Nos. 7471 through 7738, in the amount of \$529,090.32.
- (b) Approve minutes: October 22, 1991.
- (c) Acknowledge and file financial reports through October 31, 1991.
- (d) Nominate applicant to the Mosquito Abatement District Board of Directors, and schedule interview.
- (e) Approve resolution authorizing the establishment of an Abandoned Vehicle Abatement Program.
- (f) Jim McDonald, for St. Anselm's, 40 Belle Avenue: Environment Review, General Plan amendment, and rezoning to revise the land use designation and zoning of a portion of the property from C-2, General Commercial District, to R-1, Single Family residential, and a portion from R-1 to C-3: CONTINUE TO DECEMBER 10, 1991.

M/S, Chignell/Kanis, to approve the consent agenda. Motion passed unanimously.

Zaharoff announced the Chamber of Commerce Holiday Lighting Ceremony on November 29, at 7:00 p.m., at Town Hall.

4. ANNOUNCE CAMPAIGN FOR A HEALTHIER COMMUNITY FOR CHILDREN'S STOP-BY PROGRAM ART EXHIBIT IN THE COUNCIL CHAMBER LOBBY.

Mary Armstrong, Director of the Robson Stop-by program, explained that children had made paintings of trees, and the paintings will be displayed in the lobby for two weeks. She and Dorothy Hughes thanked the Council for its support of the stop-by program.

5. RECOGNIZE THE "NEIGHBORHOOD COMMITTEE TO RESTORE LANSDALE STATION PARK" FOR ITS ACCOMPLISHMENTS.

The Council recognized Walter Kopp, William Jelinek, Sally Regan, Patrice Hickox, Norman Vachon, and Parks Superintendent Dean Nyberg for their work to replace and restore the Lansdale Park playground equipment and grounds.

7. ACKNOWLEDGE AND REFER WORK PROGRAM TO THE SOLID WASTE AND RECYCLING ADVISORY COMMITTEE.

Committee Chairman Carter Coleman explained the recommendations, which were the result of a joint meeting between the Council and the Committee on October 17, 1991. One of the proposals was for a budget of \$300 quarterly for operating expenses, which have until now been paid by committee members. Councilmembers noted that funds for special projects should be reviewed by the Council.

Coleman also reported that the Open Space Committee, Parks Superintendent, and Solid Waste and Recycling Committee were working together to place recycling cans in parks.

Robert Floden spoke against mandatory garbage collection.

It was the consensus of the Council to:

1. Direct the Solid Waste and Recycling Advisory Committee to carry out the following tasks:
 - a. Evaluate and make a recommendation to Council/staff regarding a small garbage can rate for San Anselmo householders who recycle regularly; and
 - b. Evaluate and make a recommendation to Council/staff regarding options for alternatives to the one garbage can per dwelling unit provision of the Municipal Code.
2. Direct staff to carry out the following tasks:
 - a. Contact the league of California cities, State Legislature, and other appropriate bodies to encourage support of plastics recycling, and market creation and development programs; and
 - b. Request that the League of California cities provide information about school curriculum programs addressing recycling and solid waste issues; and
 - c. To appropriate \$300 on a quarterly, as-needed basis from the General Fund Contingency to the General Fund Non-Departmental (421-33) to support the expenses of the work of the Solid Waste and Recycling Committee.
3. Direct the Committee to review the issue of pre-5:00 a.m. garbage collection.
4. Report back to the Council at the second regular meeting in January.
6. APPOINTMENTS:
 - (a) Open Space Committee (2 seats).

M/S, Walsh/Kanis, to appoint Linda Hoch and Elizabeth Byers to terms to expire October 31, 1995. Motion passed unanimously.

(b) Seminary General Plan Advisory Committee (1 seat)

M/S, Walsh/Kanis, to appoint Barbara Tracy. Motion passed unanimously.

8. APPEAL OF STAFF DENIAL OF APPLICATIONS FOR HARDSHIP PARKING PERMITS.

The Councilmembers raised questions on the procedure for appeals of staff decisions on parking permits. It was the general feeling of the majority of the Councilmembers that more information on the procedure was needed, but to hear from the appellant who was present, Jim Mosher of 163 Tunstead.

Mr. Mosher stated there was space for four vehicles on the property, but only if they are parked in tandem; the tandem parking means that when one occupant's vehicle is behind another, they have to move their vehicles around to get off the property. A few extra vehicles on the street would not be a problem for San Anselmo, whereas moving around vehicles on the property is a problem for the occupants, who have different and independent schedules. A situation may arise wherein a resident would be unable to get out of the property in an emergency. In response to questions about the zoning and use of the property, Mr. Mosher said there were three self-contained living arrangements.

It was the consensus of the Council to continue the matter to the meeting of November 26, 1991, for information on appeal process - including whether an appeal fee is required, the approved use of the property, what special hardship - if any - exists that makes this situation different from other San Anselmo properties to warrant an exception, and the approved use of the property.

9. CONSIDER PROPOSAL TO AMEND THE TOWN'S FINANCIAL POLICY ON TOWN FUNDS.

The Councilmembers raised the following issues: setting a policy on whether the Recreation Fund and Child Care Funds should operate as a profit-making enterprises or be subsidized by the General Fund, spending available capital reconstruction funds, conducting an overall review of insurance for Town programs and facilities, and the appropriate level of reserves.

Walsh proposed a revision to the financial policy to have Council informed when its General Fund balance exceeds a certain level.

M/S, Kanis/Colteaux, to approve the policies as proposed, and that Council direct the Town Administrator to amend the financial policy regarding the Town's various funds, to include the following additional provisions:

1. That the General Fund balance shall not fall below \$500,000 without the consent or at the direction of the Council;
2. That the annual carryover transfer shall occur January 1 of each given fiscal year, or after the audit has been acknowledged;
3. That in 1992-93, the following funds be eliminated from the fund schedules of the Town of San Anselmo, and the fund balances, if any, be returned to the General Fund:
 - a. Parking Permits;
 - b. 1986 Storm Damage;
 - c. Open Space Fund;

4. That the Child Care Fund be authorized to separately account for the receipt of revenues and payment of expenses to operate Town day care and pre-school programs;
5. That the minimum amount to be held in the Uninsured Loss Fund shall be \$100,000; and
6. That the Contingency of the General Fund be established as a separate fund.

Motion passed by the following vote:

AYES: Chignell, Colteaux, Kanis, Zaharoff

NOES: Walsh

An item on the next Council agenda regarding expenditure of capital projects funds was requested.

10. APPOINT COUNCIL REPRESENTATIVE(S) TO A COMMITTEE FOR SELECTION OF A NEW PUBLIC WORKS DIRECTOR/TOWN ENGINEER.

It was the consensus of the Council to appoint Mayor Zaharoff to the committee.

11. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS, COMMENTS AND DIRECTIONS TO STAFF; STAFF MISCELLANEOUS ITEMS.

Teenage gangs: Zaharoff requested a report from the police on teenage gang intrusion into San Anselmo.

12. ADJOURNMENT IN MEMORY OF ROSEMARY CAUFIELD.

The meeting was adjourned at 10:20 p.m., in memory of former Volunteer Advisory Board member Rosemary Caufield.

Beth Pollard