

TOWN OF SAN ANSELMO

Minutes of the Town Council Meeting of June 9, 1992

7:15 p.m.

Closed session regarding labor negotiations and personnel matters.

8:00 p.m.

1. CALL TO ORDER.

Mayor Kanis convened the regular meeting, with Council Members Breen, Chignell, Yarish and Zaharoff present.

2. ADMINISTER OATH OF OFFICE TO NEW COUNCIL MEMBER PETER BREEN.

The Deputy Town Clerk administered the oath of office to Council Member Breen, who was appointed to the Council at the meeting of May 26, 1992.

Council Member Breen thanked the Council for the opportunity to serve and his family for their support.

3. OPEN TIME FOR PUBLIC EXPRESSION.

Diane King, San Anselmo Avenue, said she asked ten years ago that gutters be repaired, and expressed concern about the extreme disrepair of the house and 1033 San Anselmo Avenue.

Marin County Supervisor Harold Brown congratulated Council Member Breen on his appointment.

4. CONSENT AGENDA.

- (a) Announce expiration of terms, Planning Commission.
- (b) Announce vacancy on the Historical Commission.
- (c) Approve resolution expanding the size of the Solid Waste and Recycling Advisory Committee.
- (d) Approve job descriptions for Police Chief, Police Captain, and Town Librarian.
- (e) Approve resolution confirming annexation of the Helfrich property.

M/S, Zaharoff/Chignell, to approve the Consent Agenda. Motion passed unanimously.

5. PUBLIC HEARING ON ADOPTION OF AN ORDINANCE PROVIDING FOR INDEMNIFICATION OF THE TOWN.

Ross Valley Fire Chief explained the situation at Living Foods that generated preparation of this ordinance, and his findings that it was a prudent waiver of the strict requirements of the fire code.

M/S, Yarish/Breen, to adopt Ordinance 931 adding Chapter 8 to Title 2 of the Municipal Code providing for indemnification of the Town. Motion passed unanimously.

6. REQUEST FROM THE CAMPAIGN FOR A HEALTHIER COMMUNITY FOR CHILDREN AND THE DOWNTOWN BUSINESS ASSOCIATION TO SHOW FILMS AT NIGHT IN CREEK PARK, AND PROPOSAL TO CONSIDER REQUESTS FOR VARIANCES TO THE NOISE ORDINANCE BY THE ADMINISTRATIVE VARIANCE PROCESS.

Terry Jones, Shop for All Seasons, and Tom Boss, Cafe Nuvo, explained the film festival idea.

Becky Carter, San Rafael Avenue, expressed support for the film festival.

M/S, Chignell/Zaharoff, not to establish policy that variances to the noise ordinance be considered by administrative variance, without such proposal being reviewed by the Planning Commission, and that this variance application be heard by the Town Council, following proper noticing to the neighborhood - including Lincoln Park. Motion passed unanimously.

M/S, Chignell/Yarish, to waive the fee for this one application. Motion passed unanimously.

7. PUBLIC HEARING ON ADOPTION OF AN ORDINANCE CONCERNING PROVISIONS PROHIBITING DISCLOSURE OF INFORMATION ON APPLICATIONS FOR REBATE OF THE PENSION OVERRIDE AND MUNICIPAL SERVICES TAXES.

M/S, Chignell/Zaharoff, to adopt Ordinance No. 930 amending provisions of the Municipal Code prohibiting disclosure of information on applications for rebate of the Pension Override and Municipal Services Tax. Motion passed unanimously.

8. APPROVE RESOLUTION SETTING TIME LIMIT FOR SEEKING REVIEW OF ADMINISTRATIVE DETERMINATIONS.

M/S, Zaharoff/Yarish, to approve Resolution No. 3189 making the time limit for seeking review of administrative determination set forth in Code of Civil Procedure Section 1094.6 applicable to the Town of San Anselmo. Motion passed unanimously.

9. INTRODUCE ORDINANCE ADOPTING THE 1991 UNIFORM FIRE AND BUILDING CODES, WITH AMENDMENTS.

M/S, Zaharoff/Yarish, to waive reading and introduce Ordinance No. 932 adopting the 1991 Uniform Fire Code, and the Fire Code Standards, 1991 Edition, with amendments. Motion passed unanimously.

M/S, Zaharoff/Yarish, to waive reading introduce Ordinance No. 933, adopting the 1991 Editions of the Uniform Building, Plumbing, Mechanical, Housing Solar Energy, and Swimming Pool, Spa, and Hot Tub Codes, with amendments. Motion passed unanimously.

10. REVIEW PROPOSED REVISIONS TO THE STATE'S OPEN MEETING LAWS (BROWN ACT).

It was the consensus of the Council to send a letter to Assemblyman Filante, State Senator Marks, and State Senator Kopp, expressing opposition to the proposed state legislation, due to its impacts on the Town in terms of increased time, costs, and significant increased liability to the Town and to the Council Members.

11. SET JOINT TOWN COUNCIL AND PARKS AND RECREATION COMMISSION MEETING.

It was the consensus of the Council to continue this item until after the Parks and Recreation Commission meeting in July. Town Treasurer Sheldon asked to be notified about the meeting.

12. REQUEST INFORMATION FROM COUNCIL MEMBERS ON SUMMER VACATION SCHEDULES.

Council Members submitted their summer schedules, for coordination of the budget hearings.

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

Contracts on library renovation project, and updating of Housing Element - Kanis asked the status of these contracts.

Downtown parking meeting - Bonander reported that eight to ten people attended the June 8 meeting, and there will be a follow-up meeting on June 22.

14. ADJOURNMENT.

The meeting was adjourned at 9:35 p.m.

Beth Pollard