

Scotford and carried by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and
Fusselman.
Noes: None.

There being no further business, the meeting was adjourned
to Wednesday, February 13th, 1935.

Read and approved February 14th 1935. A. Brown Clerk.

MINUTES OF FEBRUARY 13TH, 1935.

There not being a quorum present, the regular meeting of the Council
of the Town of San Anselmo, called for Wednesday, February 13th, 1935, was
postponed by the Clerk to Thursday, February 14th, 1935, at 8 o'clock P.M.

Read and approved February 14th 1935. A. Brown Clerk.

MINUTES OF FEBRUARY 14TH, 1935.

An adjourned regular meeting of the Council of the Town of San
Anselmo was held on Thursday, February 14th, 1935, at the hour of 8 o'clock

P.M. Present: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.
Absent: None.
Mayor Fusselman presiding.

The minutes of the two previous meetings were approved as read.

Upon motion of Councilman Dos Reis, the Tax Collector was author-
ized to cancel part of the first installment of taxes and to refund \$5.02
to the American Trust Company on account of overcharge on tax bill No. 2577,
covering a portion of Lots 5 and 6, Block 1, Hawthorn Hills, No. 1, assessed
to Peter Cletus and the Assessor was instructed to make the necessary ad-
justment on this year's roll. Motion was seconded by Councilman Scotford
and carried by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.
Noes: None.

Upon motion of Councilman Linch, Mrs. Elaine L. Canobi and Mrs.
Sarah E. Beveredge were granted permission to remove the several trees front-
ing their respective properties with the understanding that they will be re-
placed by new trees. Motion was seconded by Councilman Dos Reis and carried
by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.
Noes: None.

A communication of Dr. R.G. Flood, residing in the community, com-
plaining of the condition of a portion of Scenic Ave. and Canyon Road, was
read and the Superintendent of Streets was authorized to make temporary re-
pairs where necessary.

A communication from a Gas Appliance concern in San Francisco, requesting certain information was referred to the Fire Committee for consideration and reply.

The Tax Collector was authorized to refund the amount collected from Mrs. Burke, 14 Oak Ave., for the burning of grass on her lots in lieu of furnishing and planting several trees purported to have been destroyed by the Department in performing said duty.

Upon motion of Councilman Scotford, the Town was authorized to enter into an agreement with the Marin Mohawk Co. to furnish the Town in quantities of 50 to 100% of its super gasoline at 13 1/2¢ per gallon; also to purchase from the Associated Oil Co. at 14¢ per gallon. Motion was seconded by Councilman Dos Reis and carried by the following vote:

AYES: Councilmen Dempsey, Scotford, Dos Reis, Lynch and Fusselman.
Noes: None.

Following is copy of a letter from the Town to Mr. Downing, 1st Vice President of the P.G. & E. Company:

"San Anselmo, California,
February , 1935.

Pacific Gas and Electric Company,
245 Market Street,
San Francisco, California.

Attention Mr. P.M. Downing.
First Vice President and General Manager.

Gentlemen:

Your communication dated January 8, 1935, signed by Mr. P.M. Downing, First Vice President and General Manager, and addressed to the City of San Anselmo and its City Council, was duly received by the Council and the contents thereof noted.

In that communication you refer to the franchise situation of Pacific Gas and Electric Company in the City of San Anselmo and state that you constructed and are now maintaining and operating your gas and electric facilities in the streets of said city under and by virtue of Section 19 of Article XI of the State Constitution as said section obtained prior to its amendment on October 10, 1911. You state that you had assumed said Constitutional provisions authorized you to use said facilities for furnishing gas and electricity for heat and power purposes and that municipal franchises were not necessary therefor. You refer to a case recently tried in the Superior Court of Los Angeles County wherein the City of Los Angeles is plaintiff and Los Angeles Gas and Electric Company is defendant and in which case there is involved the question as to the extent and scope of such Constitutional provisions. You state that if it should be finally determined in said case that such provisions do not authorize the use of facilities installed and maintained hereunder for furnishing gas and electricity for heat and power purposes, and that municipal franchises are necessary for those purposes, you assure the Council that you will thereupon immediately apply to it for such franchises and agree that if the ordinances granting such franchises shall require you to pay to the city any percentage of your receipts derived from the exercise of such franchises then your obligation to pay the same shall start from the effective dates of such ordinances, rather than after the usual five years of exemption. You ask that if the city and its Council are in accord with the foregoing that you be so advised in their reply to your communication.

I have been requested by the Council to reply to your communication on its behalf and on behalf of the city. The Council desires to thank you for your communication and for your very candid statement of your position relative to the franchise situation of your company in San Anselmo. The Council is of the opinion that it is not authorized at this time to express its views as in accord with your communication, that is to say the Council feels that it cannot at this time obligate itself or future councils to abide by the terms of your communication or any offer therein. However, the Council does not desire that you should construe its attitude in that respect as in any way a refusal of the suggestions made by you and it desires to now assure you that hereafter, if and when occasion may arise, it will give your communication and the matters therein stated the fullest consideration; and it hopes that at such time the city and its council may feel at liberty to approach you upon the matter and deal with the subject with you in the same candid spirit evidenced by your communication and with mutual satisfaction to all concerned.

Very truly yours,
Town of San Anselmo
By W. D. Fusselman, Mayor."

Councilman Scotford introduced a Resolution petitioning the County Board of Supervisors to cancel taxes levied upon two parcels of land, as set forth in Map of Morningside Court No. 2, designated as "Park" and "Oak Park". Motion to adopt said Resolution was seconded by Councilman Dempsey, and carried by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.
Noes: None.

Upon motion of Councilman Scotford, the Fire Committee was authorized to purchase a 1934 DeLuxe Ford Coupe, at a cost of \$595.00, under the terms of an agreement whereby the Company will allow \$180.00 on the old car, and accept monthly payments of \$15.00 until the end of the fiscal year, at which time the cash balance will be paid if convenient, otherwise to continue with the \$15.00 monthly payment. Motion was seconded by Councilman Dempsey and carried by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.
Noes: None.

Councilman Dos Reis reported that the foot bridge over San Anselmo Creek, opposite the Town Hall, has been repaired and is in safe condition but that further repairs will be necessary before the heavy rains of next winter.

WARRANTS:

Upon motion of Councilman Dempsey, Warrants Nos. 1072 to 1125, inclusive, were ordered paid. Motion was seconded by Councilman Scotford and carried by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.
Noes: None.

It was agreed that the Council would meet the Ball Team sponsors for full discussion concerning contemplated changes, etc. on Thursday

evening, February 21st.

The Mayor reported that an invitation from the Men's Club of the Presbyterian Church was extended to all members of the City government to attend a meeting on Tuesday, February 19th, at 7:30 P.M.

There being no further business, the meeting was adjourned to Tuesday, March 12th, at 8 o'clock P.M.

Read and approved

March 12th 1935.

L. B. Brown Clerk. ✓

MINUTES OF MARCH 12, 1935.

A regular meeting of the Council of the Town of San Anselmo was held on Tuesday, March 12th, 1935, at the hour of 8 o'clock P.M.

Present: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.

Absent: None.

Mayor Fusselman presiding.

The minutes of the previous meeting were approved as read.

Upon motion of Councilman Scotford, permission was granted Mrs. Beckley to remove several gum trees from a strip of land adjoining her home on Sunny Drive, Sequoia Park. Motion was seconded by Councilman Dos Reis and carried by the following vote:

Ayes: Councilmen Dempsey, Scotford, Dos Reis, Linch and Fusselman.

Noes: None.

A communication signed by officers of American Legion Post No. 179 of San Anselmo, requesting Council to appoint a committee to attend a meeting of the Boy Scouts Cabin and discuss with the Legionnaires a proposed drive to obtain funds with which to commence work on a recreation park and play grounds was read. ^{and filed.} The Chairman asked the Council as a whole to attend.

Upon motion of Councilman Scotford a warrant was ordered drawn on the Treasury totaling \$6.00 in payment of annual dues of the local department to the Marin Co. Assn. of Fire Departments. Motion was seconded by Councilman Dempsey and carried unanimously.

A petition, bearing the signatures of Fred Carpenter and others protesting the granting of permission by the Town to the Schlosser Co. to erect oil storage tanks, was referred to the Parks and Housing Committee with instructions to confer with the Schlosser people as regards placement of tanks, etc. and to report back at the next meeting. Several of the protestants appeared before the Council who explained that Council was powerless in preventing the Company from erecting such oil tanks inasmuch as their holdings were zoned some years ago as industrial property.