

Minutes of the regular City Council meeting of March 12, 1974. All members were present.

M/S Capurro, Anderson to approve minutes of February 5 and 26, 1974 with the following correction on minutes of February 26th., Page 2, Item "e", FRANCHISE AND RATES, GARBAGE AND RECYCLING SERVICE, "contract and" should be removed. Passed unanimously.

COUNCIL CONVENES AS CANVASSING BOARD

RESOLUTION DECLARING THE CANVASS OF RETURNS AND RESULTS OF GENERAL MUNICIPAL ELECTION HELD ON MARCH 5, 1974. Mr. Kaepfel read Resolution No. 1505

ADMINISTERING OF OATHS OF OFFICE BY CITY CLERK.

Since this was the end of their terms on the City Council, Mayor Stewart and Councilman Perry made some final statements.

Councilman Perry complimented the department heads, especially the Police and Fire Chiefs and special compliments for Mr. Leitzell because he wears so many hats. He also had compliments for the City Attorney. He went on to thank Mayor Stewart for doing a good job this year as mayor and proceeded to present him with his own personal gavel which had been appropriately engraved by his fellow Councilmen.

Mayor Stewart stated he had enjoyed the year and gave a special tribute to Mr. Kaepfel. At this point he presented the first and last annual Mayor's award to Attilio Segale as the San Anselmo Citizen of the Year-1973 and 1974 - because he had shown the fortitude to sit through so many late meetings.

SEATING OF NEWLY ELECTED COUNCILMEN IN PLACE OF RETIRING COUNCILMEN (Toal & Colteaux)

CITY CLERK CONDUCTS ELECTION OF MAYOR M/S Toal, Blinder to nominate Councilman Blinder as Mayor. Nomination was closed by Councilmen Capurro, Anderson. Passed unanimously.

MAYOR IS SEATED AND CONDUCTS ELECTION OF VICE MAYOR

Councilman Anderson nominated Mr. Colteaux for Vice Mayor. Nomination was closed. M/S Toal, Capurro in favor. Ayes: Anderson, Capurro, Toal, Blinder

Abstain: Councilman Colteaux

Mr. Kaepfel requested the addition of three items to the end of the agenda--- Purchase of gasoline pumps, discussion of sale of parking tickets and approval of overlay project.

There was a request by a member of the audience for a "Slow - School" sign for the purpose of controlling traffic in the vicinity of Redhill School.

STATEMENT BY CITY ADMINISTRATOR

Mr. Kaepfel addressed himself to the City Council stating briefly that he wanted to present a plan of action as a guide for the Council for the next few months which would cover labor negotiations, the budget, installation of a new sewer line from Tunstead and Sir Francis Drake Blvd. to Saunders, completion of the General Plan, development of a Capital Improvements Program, Revenue Sharing and last - his public announcement of resignation of his position as Administrator and Finance Officer for the City of San Anselmo. He agreed to stay with the City up to September 30th., but will leave before that date if a replacement is found before that time.

At the request of Mr. Kaepfel, the City Council's first item of business was to instruct the Mayor to write a letter of commendation to Mr. Al Colombo, Fireman, who retired on March 1st. after 25 years of service for the City of San Anselmo.

BUSINESS:

a. APPEAL FROM PLANNING COMMISSION DENIAL OF VAR. 534, SETBACKS FOR CONSTRUCTION OF CARPORT at 192 Butterfield (A/P 5-101-17) (F. Williams)

M/S Anderson, Capurro that the appeal be granted with the provisions that the asphalt parking area be widened by 2' to the north and that the existing shed be brought to conformity with the building code and the design of the shed and carport structure be subject to Design Review Committee.

Ayes: Councilmen Anderson, Capurro, Blinder

Noes: Councilman Toal

Abstain: Councilman Colteaux

b. APPOINTMENTS:

1. Parks & Recreation Commission (unexpired term to 7/15/75) Vote was as follows:

<u>Atha Mathieu</u>	<u>Irene Cowan</u>
Councilmen: Anderson	Councilmen: Capurro
" Toal	Colteaux
" Blinder	

Atha Mathieu was appointed to the Parks & Recreation Commission.

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2. Delegate to ABAG to replace Mr. Perry: Alternate to replace Mr. Stewart: Councilman Toal was appointed the Delegate and Councilman Colteaux was appointed as Alternate.

3. Nominees for County Bicentennial Commission : M/S Anderson, Toal that Mrs. Claudia Goldthwaite, 555 Montecillo Rd., Terra Linda be appointed to the Bicentennial Commission. Passed unanimously.

4. Nominees for Grand Jury - held over for next meeting.

5. Nominee for "Outstanding Senior Citizen of the Year".

6. Planning Commissioner to take Mr. Colteaux's place. Appointment for March 26th., April 9th.

c. AGREEMENT WITH GARBAGE COMPANY

1. Clarification of policy relating to loss of "recycler rate". There were complaints from the audience and questions from the City Council about the new program and the rates. The City Attorney pointed out a couple of paragraphs to the Council and made comments and suggestions. He will get in touch with Mr. Bettini, attorney for the San Anselmo Garbage Company and will then finalize the agreement for the next City Council meeting on March 26th.

h. AMENDING MUNICIPAL CODE REGARDING GARBAGE AND RECYCLING

The City Attorney pointed out some minor changes in the Ordinance. (Considered 1st. reading) M/S Anderson, Capurro to waive further reading. Passed unanimously. (Ord. No. 670)

d. ADOPTION OF PLANNING GUIDELINES

1. Relocation guidelines: M/S Capurro, Anderson to adopt the State of California Relocation Guidelines dated October 17, 1974, in accordance with State mandate. Passed unanimously.

M/S Anderson, Capurro

2. Environmental impact guidelines: To pass Resolution No. 1509 adopting local Environmental Impact Guidelines in accordance with State Law. This resolution supercedes Resolution No. 1467 passed by the Council on June 12, 1973 as recommended by the Planning Commission. Passed unanimously.

e. EMPLOYMENT OF ARCHITECT TO ASSIST IN EVALUATING FIRE LOSS AT R-H CARRIAGE HOUSE FOR SETTLEMENT WITH INSURANCE COMPANY

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M/S Toal, Colteaux to authorize staff to retain an architect to do a cost estimate to replace the carriage house. Passed unanimously.

M/S Anderson, Blinder that the City Administrator is to sign the sworn statement on the Proof of Loss document regarding the Carriage House. Passed unanimously.

f. EASEMENT TO SANITARY DISTRICT OVER PORTION OF MAGNOLIA PARKING LOT AND ALL OF KIENTZ LANE

M/S Toal, Anderson to authorize the Mayor to sign a grant deed granting an easement to Sanitary District #1 on the southeast corner of the Magnolia Parking Lot and on Kientz Lane, and to grant a temporary easement for the use of the Magnolia Parking Lot for storage of materials and construction equipment between June 1, 1974 and November 1, 1974. Passed unanimously.

Mr. Ned Ongaro will be asked to outline the pending construction program at the meeting of March 26th.

g. CITY-COUNTY PLANNING COUNCIL

M/S Toal, Anderson to approve the Amendment to Agreement of December 19, 1967 in accordance with the recommendations of the CCPC and to extend the agreement between the County of Marin and the Cities (including San Anselmo) dated December 19, 1967, which created the City/County Planning Council of Marin. Passed unanimously.

h. ORDINANCES

2. AMENDING MUNICIPAL CODE REGARDING BICYCLE LICENSE FEES (2nd. reading): Ordinance read by title only. M/S Anderson, Capurro to waive further reading. Passed unanimously. M/S Anderson, Toal to adopt Ordinance 668. Passed unanimously.

1. SMOKING IN PUBLIC BUILDINGS AND PLACES OF PUBLIC ASSEMBLY: M/S Toal/Colteaux to waive further reading. Passed unanimously.

After some discussion, the Council was told the ordinance was up for adoption.

M/s Anderson, Toal to pass ordinance. Members of the audience, which included a number of the downtown merchants, spoke strongly against the ordinance and the City Attorney suggested that the ordinance be put over until the meeting. The motion was withdrawn.

M/S Anderson, Colteaux that the proposed ordinance be amended to delete Section 4-15-02 and make Section 4-15-01 violation to constitute an infraction. Passed unanimously. This is to be considered a first reading. (Ord. 669)

i. CONSENT AGENDA:

- 1. Approving progress payment, GAS TAX PROJECT #66, Traffic Signals
- 2. Approving progress payment, GAS TAX PROJECT #77, Overlays
- 3. Approving Claims & Demands - Res. No. 1506

M/S Capurro, Anderson to approve Consent Agenda.

Ayes: Councilmen Anderson, Capurro, Toal, Blinder
Abstain: Councilman Colteaux

j. OPPOSITION TO AB 2942 (loss of Motor Vehicle License Fee revenue)
M/S Blinder, Anderson that the City Council direct the City Administrator to write the appropriate comments expressing the Council's concern about this bill. Passed unanimously.

k. (Added item)- M/S Anderson, Colteaux to approve the additional amount of \$90.00 to the set figure of \$950.00 for new gas pumps at the Corporation Yard. Passed unanimously.

l. (Added item)- Parking Lot - Mr. Kaepfel reported that by April 1st. it will be necessary to close the Creekside parking lot and the staff should be instructed not to sell any more parking tickets.
M/S Anderson, Toal to instruct the staff to immediately cease and desist to sell parking tickets. Passed unanimously.

m. (Added item) - Overlayment at 367 Oak Avenue - M/S Anderson, Toal to approve payment of \$515.00 to Foster-Simon as a portion of the total cost of \$1,030.00 for City-responsibility and appropriate the cost from account 442-33(b). Passed unanimously.

n. (Added item) The problem regarding the Gulf-Standard station site will be on the next agenda at which time there will be a report by those on the committee.

Councilman Anderson suggested that if there is a consideration of a new no-smoking ordinance, it should be brought before the Chamber of Commerce first.

Adjourned 12:15 A.M.

Helen Ragan
City Clerk

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