

# TOWN OF SAN ANSELMO

Minutes of the Town Council Meeting of November 27, 2012

Present: Coleman, Greene, Kroot, McInerney

Absent: Lopin

7:00 p.m.

## CALL TO ORDER AND PLEDGE OF ALLEGIANCE

## ANNOUNCE ACTION TAKEN, IF ANY, IN CLOSED SESSION

Mayor McInerney announced that the Council will adjourn to a closed session meeting after tonight's regular Town Council meeting.

Woody Weingarten presented the Quality of Life Silver Award to Sue McDowell for caring for the area in front of the San Anselmo Post Office.

## OPEN TIME FOR PUBLIC EXPRESSION

There was no comment from the public during open time.

## COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

Coleman noted Holiday Lighting Festival on Saturday, December 1 and the Downtown Holiday Open House on December 7, from 5:00 to 8:00 p.m. Coleman thanked the Public Works crew for putting up the "Welcome to San Anselmo" reindeer banners. Coleman would like the Town to consider something similar to San Francisco's "Sunday Streets". She suggests forming a committee to look at the possibilities of temporarily closing off stretches of public space and neighborhood's streets to automobile traffic, and opening them to pedestrians, bicyclists, and activities for several hours on a predetermined day.

McInerney noted the current weather forecast indicates a 70% chance of rain on Saturday, December 1, and asked if the Holiday Lighting Festival may be cancelled due to poor weather conditions.

Community Service Director, Dave Donery, said they will make the decision no later than 1:00p.m. on Saturday whether to cancel the event. If the event is cancelled due to poor weather conditions, notification of the cancellation will be put up on the Town's website.

McInerney reported on the recent Flood Zone 9 meeting. Discussions included the Army Corps of Engineers Unit Four project which extends from the Ross Bridge to the San Anselmo border. The project which is controlled by the Federal Government needs to be completed and is vital for the whole flood control project. Currently we can do creek improvements but can't do other improvements without making sure there is adequate capacity in Ross. Lobbyists from the County of

Marin have suggested that we need to raise our profile and to start badgering elected officials. McInerney stated we need to raise our profile, stress the importance of the project, and make sure that it is funded through the Army Corps of Engineers and that it is funded within the next couple of years.

Stutsman addressed the forecast of coming rain stating Lt. Mainaris has been handling news agencies and various news reporters who are in town. The street crew has been cleaning the storm drains and street sweeping has been increased so that all the streets are swept once week, twice a month. Sand and sandbags are available in the parking lot adjacent to the tennis courts and across the street from Swirl at Red Hill Shopping Center. Staff has sent out a letters through the Chamber of Commerce news letter and also to the Downtown Merchants informing them of the large storm expected to hit the area and giving them a link to the Town's emergency preparedness information.

**1. CONSENT AGENDA: ITEMS ON THE CONSENT AGENDA MAY BE REMOVED AND DISCUSSED SEPARATELY. DISCUSSION MAY TAKE PLACE AT THE END OF THE AGENDA. OTHERWISE, ALL ITEMS MAY BE APPROVED WITH ONE ACTION.**

(a) Approve minutes of November 13, 2012.

There was no comment from the public regarding Consent Agenda.

M/s, Kroot/Coleman, to approve consent agenda. AYES: Coleman, Greene, Kroot, McInerney.  
NOES: None. ABSENT: Lopin.

**2. UPDATE REPORT ON THE CENTRAL MARIN FOOD TO ENERGY (F2E) PROGRAM AND REFUSE AND RECYCLING SERVICES, CENTRAL MARIN SANITATION AGENCY AND MARIN SANITARY SERVICE (ORAL REPORT).**

Patty Garbarino and Jason Dow presented a report on the Central Marin Food to Energy (F2E) program from the Central Marin Sanitation Agency (CMSA) and Marin Sanitary Refuse and Recycling Services. Garbarino explained the Food to Energy program takes solid food waste from participating restaurants and processes it in Marin Sanitary Services Solid Waste Transfer Station. Then CMSA takes the processed food waste and produces soil amendment/fertilizer and methane gas. The methane gas is used as a fuel in a cogeneration engine that produces electricity for CMSA operations. The program will reduce the land filling of food waste and reduce greenhouse gas emissions. The facility is now completed and ready to receive food waste

Greene asked if they have preformed studies or projections of sea level rise and how it may affect the facility.

Dow said the facility has not done any studies regarding sea level rise. He believes it should not impact the facility.

Greene supports the F2E Program and said he would like to take a tour of the facility.

Coleman asked what this will mean to the rate payers.

Garbarino replied there will most likely a 2.24% increase of the overall rates, and possibly a 3% increase. The first year the increase would most likely be 1.5%. Garbarino noted that the F2E Program will also help the Town with its Climate Action Plan.

There was no comment from the public.

Mayor McNerney thanked Marin Sanitary Service for their presentation.

**3. APPOINT MEMBER AND ALTERNATES TO THE MARIN EMERGENCY RADIO AUTHORITY (MERA).**

Town Manager Stutsman presented the staff report stating the Town's current representative on the MERA Governing Board is Police Chief Charles Maynard. As Chief Maynard is retiring as of December 15, 2012, we need to appoint a new representative. Staff's recommendation is that Council appoints a member and two alternates to serve on the Marin Emergency Radio Authority (MERA) Board of Directors. Stutsman noted that Councilmember Lopin has indicated interest in being a representative on the MERA Board.

There was no comment from the public.

M/s, McNerney/Greene, to appoint Councilmember Lopin as the Town's representative to the Marin Emergency Radio Authority Board of Directors with Vice-Mayor Coleman as the first alternate and Councilmember Kroot as the second alternate. AYES: Coleman, Greene, Kroot, McNerney. NOES: None. ABSENT: Lopin.

**4. UPDATE ON POLICE CONSOLIDATION – SUMMARY REPORT AND NEXT STEPS.**

Town Manager Debra Stutsman presented the staff report. Stutsman stated staff will come forward at the December 11, 2012 meeting with the Joint Powers Agreement (JPA). POST recently informed the Town of the requirement that the San Anselmo Police Officers would have to go through a full background check upon the transition. As this is not an acceptable alternative, POST has suggested the agencies withdraw from POST as of January 1, 2013 and then reapply in February. POST would then review all of our files to assure at the time of hire each of the officers has the appropriate background check. Stutsman said discussions are continuing with Post and there is a high level of confidence that this will work out.

McNerney asked if they have discussed contacting our Assemblymen to intercede with POST.

Stutsman stated their plan was to appeal the director's decision if the appeal was not in our favor, but most likely that would not be a possibility because the Commission is unlikely to overturn the director. Stutsman feels the solution can work and they sense POST is trying to work with the Town. Kroot asked if the background check would be for the officers of both agencies.

Kroot and Coleman believe it is not appropriate that the requirement for a background check is only for San Anselmo police officers. Coleman noted the officers have been through this already and she favors something that spares the officers of having to go through it again.

Stutsman stated POST would come in and review the Town's files to make sure that everything has been done correctly and that San Anselmo is compliant with POST requirements.

McInerney asked if there will be additional costs to the Town by delaying the consolidation until January or February 2013.

Stutsman responded no and noted staff is working on an agreement with Chief Cusimano to have him as the Town's Interim Police Chief after December 15, 2012.

McInerney asked when the JPA would take effect.

Stutsman stated staff will come forward with the JPA agreement at the December 11 Town Council meeting. Then both agencies would withdraw from POST as of December 31, 2012 and then apply to be re-admitted as Central Marin Agency in February.

**5. AJOURN.**

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Mayor McInerney adjourned the regular Town Council meeting to a closed session meeting at 8:30 p.m.

Respectfully submitted,

Joanne Kessel