

MINUTES OF REGULAR TOWN COUNCIL MEETING
JANUARY 12, 1982

Mayor Convis convened the meeting with Councilmembers Toal, Capurro, Wooliever and Buckle present.

2. FLOOD EMERGENCY MATTERS

M/S Toal, Wooliever to ratify Local Emergency Proclamation issued by the Town Administrator on January 4, 1982. Passed by unanimous vote.

The Administrator reported that a rough assessment of the damage indicates potential financial liability of the Town in the neighborhood of \$600,000 for clean-up, replacement of equipment, repairs to public buildings, etc. To date it is unclear what can be expected in the way of Federal and State disaster relief to local governments. In the meantime, the balances in some department accounts totalling about \$75,000 have been frozen and all revenue sharing funds have been transferred to the General Fund. Authorization has been given to Department Heads to make emergency expenditures for cleanup and to restore basic services to operational condition, without regard to budget limitations.

M/S Capurro, Wooliever to confirm actions of the Town Administrator in freezing and transfer of funds and authorizing emergency expenditures. Motion passed by unanimous vote.

Council was advised that there is a concerted Town/financial community/commercial property owners effort to assist recovery of flooded businesses.

Acknowledgement was made of the quick and effective Town staff, citizen volunteer, Civilian Conservation Corps and National Guard mobilization in handling the emergency situation and its aftermath. Council directed that an appropriate resolution be drawn to include commendation and thankyou to all participants.

Councilmember Wooliever expressed her personal appreciation of the great aplomb displayed by the Administrator, Department Heads and Town employees in their efficient rise to meet this emergency.

As a further Town effort to assist the flooded business community,

M/S Toal, Wooliever to extend the due dates of business license taxes of businesses damaged or disrupted by the January 4, 1982 flood for two months. Motion passed by unanimous vote.

3. OPEN TIME FOR PUBLIC DISCUSSION

Louis J. Leoncini, 24 Woodland Ave. made a derogatory presentation on his opinion of Town employees' handling of the emergency situation.

4. APPOINTMENTS

- a. Park & Recreation Commission - Peter Fraser nominated.

M/S Buckle, Toal to close nominations. Motion passed by unanimous vote.

Peter Fraser was thereupon appointed to the Park & Recreation Commission for the balance of a term to July, 1982.

- b. San Anselmo member Board of Directors, Ross Valley Paramedic Authority.

Pieter Toal nominated Paul Brand - nominations held open.

- c. San Anselmo representative, Citizen's Committee, Marin Arts Council.

Councilmember Wooliever appointed on a temporary basis.

- d. Board of Directors, Robson-Harrington House Association. Two seats.

George Buckle was nominated with nominations held open.

5. PUBLIC HEARING: PLANNING COMMISSION RECOMMENDING ACCEPT ENVIRONMENTAL REVIEW AND APPROVE SUBDIVISION OF 60 MARIPOSA AVE. FOR EIGHT CONDOMINIUMS

Assistant Planning Director Robbins presented the plan for the proposed subdivision

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into eight single family residential condominium units with Bob Forsher, architect present.

After review of the negative declaration as recommended for approval by the Planning Commission,

M/S Toal, Buckle to confirm negative declaration. Motion passed with four ayes. Councilmember Capurro voting no.

M/S Wooliever, Toal to approve S-94 for Robert Vogt and James Flanagan, 60 Mariposa Ave., A/P 7-284-32, subdivision into eight single family residential condominium units and subdivision exceptions as recommended by the Planning Commission. Motion passed with four ayes, Councilmember Capurro voting no.

Councilmember Capurro's no vote was based on his concern at the three "maybe's" noted on the environmental check list involving soil and drainage.

6. REQUEST FOR REFUND OF VARIANCE FEE, CAFE NUVO

This appeal was presented on the basis that inasmuch as a parking variance had previously been applied for, fee paid and variance granted, an additional fee for the "same" variance should not be required in connection with an application to cover a deck without expansion of customer space,

M/S Toal, Wooliever to grant the request for refund of the variance fee in the amount of \$115. Motion passed by unanimous vote.

7. CARL BAUMSTEIGER REQUESTING COUNCIL INITIATE CORRECTION OF REZONING ERROR, LOT 25 MONTEREY TERRACE

Council being advised by the Town Attorney that to remove the PPD zoning from this property requires a rezoning process,

M/S Toal, Wooliever to refer to the Planning Commission for Town initiated rezoning proposal from PPD R-1 to straight R-1 for recommendation to be considered at the Council's February 9 regular meeting. Motion passed by unanimous vote.

8. JOINT POWERS AGREEMENT, FAIRFAX-SAN ANSELMO FIRE DEPARTMENT MERGER

After review of the recommendation of the Fire Merger Working Group on the open issues of the agreement previously approved in principle,

M/S Wooliever, Buckle to approve and authorize the Mayor to sign Joint Powers Agreement Ross Valley Fire Service as submitted, with Section 2-b (remuneration of Board members) deleted and Section 12-a-1 amended to provide for one-year termination notice instead of two years. Motion passed by unanimous vote.

Councilmember Capurro stated he was voting Aye in spite of his disapproval of the merger and belief that it will produce no benefit for San Anselmo.

Council continued the matter of appointment of two members to serve on the Board of Directors of the Authority.

9. ADMINISTRATOR SUBMITTING MID-YEAR FINANCIAL REPORT INDICATING WORSENEDED DEFICIT SITUATION AND SUGGESTING SPECIAL TAX ELECTION

The Administrator informed Council that he had met with a group composed of representatives of the Chamber of Commerce, Labor Organizations and Residents and a consensus had been reached that the Town should opt for a special tax election on the June, 1982 ballot in order that if approved by the electorate, funds could become available in the 82-83 fiscal year and avoid interruption or diminution of Town services, particularly in view of the fact that the Town's financial problems have been substantially compounded by the flood damage impact. Support and participation will be sought from citizen groups. Time being of the essence for preparation for the June ballot, proposed ballot wording and ordinance will be brought to the Council at its next meeting, and a further meeting of interested participants - proponents and opponents - has been scheduled for the afternoon of January 19th.

(Councilmember Wooliever left the meeting at 11:05)

10. Council requests for future agenda items, comments and directions to staff.

Councilmember Buckle questioned the status of swimming pool fence requirement ordinance

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revision. The Director of Public Works advised it was still under consideration. Councilmember Buckle questioned the Town's proposed response to ABAG housing numbers. Advised the Town has 90 days from December 31st in which to accept or object.

Councilmember Buckle requested that Councilmembers and Planning Commissioners be furnished with I.D. cards. This will be handled by the Fire Department.

Mayor Convis questioned whether the Administrative Ruling on removal of tape recordings of meetings applies to Council and Planning Commission members. Advised no exceptions, but Administrator could be overruled by the Council. No action taken.

11. CONSENT AGENDA

Councilmember Buckle requested an addition to Item 6 - Reexamination of Hillside Density Question - in the minutes of the December 8th Council meeting to explain his "No" vote: "On the basis that he is against hiring consultants to do our planning on this question and that this motion is destroying all of the previous work and decisions made by the Town and his suggestion would be to modify the existing proposed ordinance particularly looking at the Planning Commission version of the density ordinance."

M/S Toal, Capurro to pass Consent Agenda. Passed with four ayes, with Councilmember Buckle abstaining as to item i. Councilmember Wooliever absent.

- a. Approved minutes of Meetings of December 8 and December 29, 1981, with December 8 minutes amended to include the addition requested by Councilmember Buckle.
- b. Approved warrant register for 12/1-31/81.
- c. Adopted resolution No. 1891 confirming 1981 actions.
- d. Adopted resolution No. 1892 requesting County services for April 13, 1982 election.
- e. Established Open Space Fund and authorized deposit of \$500 received from Symposion Restaurant.
- f. Approved 1982 budget hearing schedule.
- g. Adopted Resolution No. 1890 approving and authorizing Mayor sign technical amendment, CDBG Cooperation Agreement.
- h. Adopted Resolution No. 1893 approving and authorizing Mayor sign Urban Thoroughfare Agreement to run from 7/82 through 6/87.
- i. Rejected claim of Siegfried & Eva Pfendt, Astra Enterprises, etc.
- j. Awarded concrete sidewalk, etc. bid for January - June 1982 to Ghilotti Bros., Inc.
- k. Authorized contribution of \$75.00 to Ecumenical Housing infill study project from Acct. 412-20.

ADJOURNED at 11:20 P.M. to regular meeting January 26, 1982.

Libby Hanson
Secretary