

Minutes of Regular Meeting March 23, 1982

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

2. OPEN TIME FOR PUBLIC DISCUSSION

Ethel Seiderman made a presentation on behalf of a proclamation acknowledging the importance of the beginning years of a child's life.

M/S Wooliever, Capurro to proclaim April 4 - April 10, 1982 to be "The Week of the Young Child." Motion passed by unanimous vote.

Paul Brand announced that the San Anselmo Home Owners Association was sponsoring a Candidates Night Thursday, March 25th at Wade Thomas School.

Paul Brand requested that his appreciation be conveyed to the Police and Fire Departments for their timely response and efficient handling of an emergency situation at his home.

Louis Leoncini again requested that the Council direct mitigation of the mosquito breeding ground in the ash tray in the arbor in front of Town Hall.

3. NOMINATIONS AND APPOINTMENTS

a. Outstanding Senior Citizen of the Year

Councilmember Buckle nominated A. C. Signorelli.

M/S Toal, Buckle to submit the names of Elena Spencer and A. C. Signorelli as San Anselmo Town Council nominees. Passed by unanimous vote.

b. Planning Commission

Announcement was made of the resignation of Duane Ragan from the Planning Commission for the reason he is leaving this community.

M/S Toal, Wooliever to adopt Resolution No. 1899 acknowledging with regret his resignation and expressing appreciation for his 18 years of service to the Town. Motion passed by unanimous vote.

Councilmember Toal nominated E. B. Bergeson for the balance of a term to August, 1982. Nominations were held open.

4. DISCUSSION - STEPS TO ALLEVIATE FUTURE FLOODING ON CORTE MADERA AND SLEEPY HOLLOW CREEKS

Council discussion with audience input was concentrated primarily on the problem of maintenance and the necessity of cooperation of the abutting property owners. Councilmember Capurro suggested that any definite action should await receipt of Corps of Engineers criteria.

Councilmember Buckle suggested that assistance on maintenance should be sought from the California Conservation Corps. Other suggestions included a program coordinated by SAVE to use Boy Scouts and other youth groups on cleanup crews, and a Town meeting on the subject to involve all affected property owners, as well as other parties of interest including the business community.

Councilmember Buckle suggested that responsibilities should be defined and the legal situation resolved.

M/S Capurro, Buckle to schedule a workshop Town meeting in the month of June on this subject only, with solicitation for participation by all creek property owners, Fish & Game, Corps of Engineers, etc. Motion passed by unanimous vote.

5. SAN ANSELMO BASEBALL ASSOCIATION AND SAN ANSELMO/ROSS VALLEY BOBBY SOX REQUESTING DELAY IN REPLACEMENT OF MINOR LEAGUE BACKSTOP

Council was informed that the replacement of the minor league diamond backstop in Memorial Park had been designated as No. 1 priority by the Parks & Recreation Commission in view of its hazardous condition and that after much delay funds have now been secured for its replacement. The backstop has been ordered, is on hand and bids have been solicited calling for complete installation no later than the April 16th scheduled date for the opening of the baseball season.

Representatives of Little League and Bobby Sox protested that installation at this point will interrupt the practice season and expressed concern that completion would not be accomplished in time for opening of the season, alleging that the organizations had not been kept informed.

Staff expressed concern as to the Town's liability exposure if correction of a known hazard is delayed.

M/S Buckle, Toal to direct staff to proceed as scheduled to install the minor league diamond backstop. Motion failed on a 2 - 3 vote, with Councilmembers Buckle and Convis voting Aye.

Thereafter, M/S Toal, Wooliever to resolicit bids for installation of the backstop after completion of the 1982 baseball season. Motion passed with four ayes, Councilmember Buckle voting no.

#### 6. TERRY BAKER REQUESTING PERMIT PROCEDURE FOR OVERNIGHT ON-STREET PARKING

This request was made by Mr. Baker for the reason that his rented residence, a registered second unit, has no available off-street parking.

There was no staff support for any weakening of the present ban on overnight parking.

Councilmember Buckle suggested some type of variance procedure. Councilmember Toal suggested that it should go to the Planning Commission as a land use matter and subject to use permit.

No Council concensus developed for further consideration of exceptions to the ordinance.

Mr. Baker suggested that when he moves, the owner of the residence be required to rent to a tenant without an automobile.

#### 7. COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS, COMMENTS AND DIRECTIONS TO STAFF

Councilmember Buckle questioned the situation on Grove Hill Rd. The Director of Public Works explained the situation involving construction which is interfering with drainage on an abutting property. The Town is attempting to mitigate.

Councilmember Buckle suggested that the Sir Francis Drake signals appear to be working satisfactorily without the time clock.

Councilmember Wooliever suggested some kind of celebration to honor the Drake High School Basketball players.

Councilmember Buckle questioned whether March on Capitol was successful. Staff advised impression had been received that the League of Cities thought so, but our legislators did not.

#### 8. MAJOR CRIMES TASK FORCE

M/S Capurro, Toal to approve in concept continuation of the Major Crimes Task Force in Fiscal year 82-83 on the reduced basis proposed by the Oversight Committee, Chiefs Association and City Managers Association. Motion passed by unanimous vote.

#### 9. CODE PROVISIONS REGULATING VIDEO GAMES AND OTHER AMUSEMENT DEVICES

Staff presented ordinance amendments which would precise rules and regulations, removing provision for an annual \$50 per machine business license tax and substituting a \$500 per machine annual permit fee to cover policing costs.

Mayor Convis advised he had been in contact with some present operators of video games machines in San Anselmo and had been informed that they were not advised of the proposed fee increase and in their opinion it is excessive.

M/S Toal, Capurro to waive reading of ordinance. Motion passed by unanimous vote.

M/S Toal, Capurro to introduce an ordinance amending the San Anselmo Municipal Code with respect to regulation of Amusement Devices subject to the establishment of an annual permit fee at the time of adoption. Motion passed by unanimous vote.

Staff was directed to survey and report back to Council at its next meeting information on charges imposed by other jurisdictions, and to notify all operators of this hearing.

#### 10. ADMINISTRATOR REPORTING RECENT DEVELOPMENTS AS TO CABLE TELEVISION, RECOMMENDING

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MOVES TO JOIN IN MASTER AGREEMENT FOR UNIFORM APPROACH THROUGH VIACOM'S MARIN COUNTY FRANCHISE AREAS.

Council was informed that under legislation added in 1979 by AB 699 San Anselmo in effect can no longer regulate cable television rates in its jurisdiction and the franchisee intends to increase service and basic rates in San Anselmo as of July, 1982 with no options as to receipt of the increased service.

Representatives of Viacom present advised that an agreement had been executed with the County of Marin agreeing to the initial rate increase, but controlling further increases and prohibiting deregulation in County unincorporated territory before January, 1987, and provision has been made for joinder in the master agreement by municipalities.

M/S Toal, Buckle to notify County and Viacom of willingness to negotiate and be part of a master agreement with considerations to include:

1. San Anselmo franchise fee should go back to 5% from the present 3%.
  2. A "lifeline" rate should be explored at or close to the present San Anselmo rate, applicable for basic service comparable to the present 12 channels.
- Motion passed with four Ayes, Councilman Capurro voting no on the basis that an Aye vote would be approving a rate increase.

11. ADMINISTRATOR REQUESTING AUTHORIZATION TO APPLY FOR 1982-83 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR TWO HOUSING PROGRAMS AND ONE SOCIAL SERVICE PROGRAM

M/S Toal, Capurro to authorize support of application of Ecumenical Housing Association for block grant funds to match requested San Francisco Foundation for Ecumenical/Seminary Housing and to apply for approximately \$10,000 to support continuation of SAVE as a social service program. Motion passed by unanimous vote.

M/S Toal, Wooliever to apply for approximately \$12,000 for feasibility/priority study (engineering, planning, market) as to sites listed for low-moderate income housing in San Anselmo's General Plan Housing Element. Motion passed by a 3 - 2 vote, Councilmembers Capurro and Buckle voting No.

12. CONSENT AGENDA

M/S Toal, Buckle to pass Consent Agenda. Passed by unanimous vote.

- a. Approved minutes of meeting of March 9, 1982.
- b. Approved warrant register for 3/1-15/82.
- c. Endorsed MMWD request to Caltrans to keep present pipeline on Richmond-San Rafael Bridge pending reinstallation beneath bridge.

ADJOURNED at 11:40 P.M. to rescheduled regular meeting on April 6, 1982.

LIBBY HANSON  
Secretary to Council