

REGULAR MEETING - SEPTEMBER 10, 1985

Mayor Ollinger convened the meeting with Councilmembers Wooliever, Capurro, Toal and Cordingley present

2. OPEN TIME FOR PUBLIC DISCUSSION

None

3. APPOINTMENTSa. Park & Recreation Commission

M/S Wooliever, Capurro to close nominations. Ayes all. Cherilyn Gilboy was thereby reappointed to a full term, running to July 15, 1989.

b. Volunteer Advisory Board

Announcement was made of a vacancy created by the resignation of Sherry Bracken, and nominations are open for the balance of a term to September 25, 1988. Council directed that a certificate of appreciation for her service be presented to Sherry Bracken.

4. RECONSIDERATION OF ACTION TAKEN TO GRANT CITY OF SAN RAFAEL JURISDICTION OF LONGWOOD DRIVE PROPERTIES FOR INCLUSION IN SUN VALLEY OPEN SPACE DISTRICT

Gerard Hendricks, 64 Longwood, acting as spokesperson for the 15 Longwood Drive properties, presented a petition signed by 93% of the property owners requesting Council rescind action taken to grant jurisdiction to San Rafael for purposes of inclusion in the Open Space District. Property owners present who had signed the original petition favoring the formation of the assessment district alleged they had been misled as they were not advised at the time of the presentation of the total cost to them, contending that the action of the Council resulted in San Anselmo property owners becoming subject to taxation by the City of San Rafael.

Daniel Bort, Bond Counsel for the City of San Rafael, advised Council that in his opinion there was a strong possibility that if the San Anselmo properties, once accepted into the assessment district, are withdrawn it will negate the entire proceeding.

Fran Brigman, representing the Marin County Open Space District, suggested that the Town could pick up the assessments for the San Anselmo properties. During Council discussion, there was support for this concept, as well as strong support for the acquisition of the subject property as being beneficial to the Town as a whole.

M/S Capurro, Toal to reconsider action taken on July 23 and rescind Resolution No. 2043 granting jurisdiction to the City of San Rafael of San Anselmo properties included in the Sun Valley Open Space District. Motion passed on a roll call vote: Ayes - Capurro, Toal, Ollinger; Noes - Wooliever, Cordingley

Thereafter, M/S Toal, Cordingley to reconsider the previous motion and cancel rescission of Resolution No. 2043, and to commit the Town to pay the initial assessments levied against the Longwood Drive properties on the condition that the City of San Rafael will agree not to levy any further assessments against these properties.

Capurro questioned the legality of reconsideration of an action taken at the same meeting. Wooliever expressed concern that this action would preclude participation by the affected property owners who wished to support this acquisition. Cordingley agreed with Wooliever's concern and suggested that the Town encourage the residents to support the District. Ollinger expressed his concern at the process used in the petition drive.

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The reconsideration motion passed on a 4 - 1 roll call vote, with Capurro voting no.

5. APPEAL OF LOUIS WOLDEN FROM DENIAL OF OVERNIGHT PARKING PERMIT,
60 LINCOLN PARK

The Administrator advised that this matter has been resolved at the staff level and no action is required by the Council.

6. REQUEST OF DANTE AGDEPPA TO WAIVE REQUIREMENT FOR LEASE OF PARKING
AT 60 RED HILL FOR BUSINESS AT 85 RED HILL

Applicant represented by Patricia Sterling of Frank Howard Allen Real Estate, requested Council to waive a requirement imposed by the Planning Commission in 1977 in approving an addition to the restaurant at 85 Red Hill that a continual lease be in effect for parking at 60 Red Hill inasmuch as the owner of 60 Red Hill is unwilling to continue such lease. Council received staff recommendation that an in-lieu fee for unfurnished parking spaces be required for such a waiver to be placed in a fund for future development of parking facilities.

Referred to Traffic Safety Committee for a report on the amount of parking available at this location with recommendations as to conditions to be placed on any waiver of the parking lease requirement imposed by the Planning Commission. Further, directed that the subject of in-lieu parking fees be placed on the agenda for the September 17th Council workshop meeting, and continued this item to its September 24th regular meeting.

7. CONSIDERATION OF ESTABLISHMENT OF PERMIT SYSTEM FOR ALL-DAY
PARKING FOR DOWNTOWN EMPLOYEES.

M/S Toal, Wooliever to approve issuance of all-day parking permits for use of downtown employees as proposed by the Administrator and Police Chief in their memorandum of September 6th. Ayes all.

It was understood that this process will be subject to review in the event it should present problems to the residents of the downtown area.

8. REVIEW OF RECOMMENDATION OF CRIMINAL JUSTICE COORDINATING
COMMISSION TO SUSPEND ANNUAL REVIEW OF USE OF PARKING FEE
SURCHARGE

M/S Toal, Cordingley to authorize the Mayor to sign letter to Board of Supervisors indicating no opposition to parking fee surcharge funds being spent on County Jail, but requesting a forum be created whereby city police departments are able to bring forward valid needs for consideration. Ayes all.

9. DISCUSSION OF YOUTH ACTIVITIES AT TAMALPAIS THEATRE BLDG

Cordingley reported that the Town has been approached for approval in concept of the establishment of a dance studio with related activities at the Tamalpais Theater, including evening recreational dances for young people. Council authorized letter of support of concept.

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

The Administrator advised that Viacom is desirous of taping interviews with individual Councilmembers preceding the September 24th meeting.

Cordingley expressed concern about businesses moving out of San Anselmo and possible impact on the Town's fiscal situation.

Council agreed that the agenda for its September 17th workshop

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session would include housing, library services, and parking in-lieu fees.

11. CONSENT AGENDA

- a. Approved minutes of meeting of August 27, 1985.
- b. Approved warrant Nos. 1018 - 1196 totalling \$139,995.20 for the period August 15 - 31, 1985.

ADJOURNED at 11:10 PM to 7:30 PM September 17 Workshop Meeting on Community Goals.

LIBBY HANSON
Secretary