

MINUTES OF THE SAN ANSELMO TOWN COUNCIL MEETING OF JULY 28, 1987

Mayor Cordingley convened the regular meeting at 8:00 p.m. in the Council Chambers, following a session to interview applicants to the Marin Commission on Aging beginning at 6:30 p.m. and a closed session beginning at 7:00 p.m. regarding a personnel matter, with Councilmembers Chignell, Sharp, Walsh and Wooliever present.

2. OPEN TIME FOR PUBLIC EXPRESSION

Marion Kelly, 101 Sunny Hills Drive, expressed her thanks for the San Anselmo T-shirt.

Mary Olive, 7 Agatha Court, submitted a petition signed by 12 Pine Street residents and property owners objecting to Pine Street being completely blocked at the intersection with San Anselmo Avenue for the Art & Wine Festival the previous weekend on the grounds that such closure created a dangerous loss of their fire and ambulance protection. The closure was exacerbated by the parked cars on both sides of Cedar at the west end of Pine so that it was difficult for a car to make the turn to enter or exit the street. They asked that Pine Street remain open during events in the future.

Sarah Nome, 77 Alder Avenue, submitted a letter for the Town records.

3. APPOINTMENTS

Robson Harrington-House Association Board of Directors

M/S, Walsh/Sharp, to appoint Richard Tracy to the unexpired term on the Robson-Harrington House Association Board of Directors, with the term to expire February, 1988. Motion passed unanimously.

Marin Commission on Aging - The Council interviewed Paula Neese, Janice Przybylski and incumbent Gayle Stewart for the one available seat.

M/S, Walsh/Sharp, to re-appoint Gayle Stewart to the three-year term on the Marin Commission on Aging. Motion passed unanimously.

The Council expressed their thanks to Ms. Neese and Ms. Przybylski for their interest and urged them to apply for other Town seats.

4. ADOPTION OF 1987-88 BUDGET

Resolution establishing the amount of the Municipal Services Tax

The Resolution before the Council establishes the amount of the Municipal Services Tax at the maximum level allowed, which is \$78 per living unit and \$78 per 1,500 square feet of non-residential structures.

Chignell stated that although the tax is being raised by \$17, it is necessary due to budget restrictions. In fact, the Council could use more funds to improve the infrastructure. Levying the tax at the \$78 rate is a prudent course for the Town to take.

Walsh said that when the Municipal Services Tax was first levied, its purpose was to balance the budget. The Finance Committee had recommended that thereafter it be spent on Capital Improvements. She said she would vote for it this year, but would not support it in the future, without a townwide vote.

M/S, Sharp/Wooliever, to approve Resolution No. 3021 establishing the amount of the Municipal Services Tax for 1987-88 fiscal year. Motion passed unanimously.

Resolution setting 1987-88 Pension Override Requirement

The Resolution sets the tax rate for Pension Override on property tax for fiscal year 1987-88 necessary to meet part of the Town's obligation to the Public Employees Retirement System for said year at 5.9¢ per \$100 of assessed value.

M/S, Wooliever/Chignell, to approve Resolution No. 3022 setting 1987-88 Pension Override requirement. Motion passed unanimously.

Resolution establishing the Appropriations Limit for Fiscal Year 1986-87 CONTINUED TO AUGUST 11, 1987.

Resolution Adopting Town of San Anselmo Budget for the Fiscal Year Commencing July 1, 1987. CONTINUED TO AUGUST 11, 1987.

- 5. RESOLUTION REQUESTING THE COUNTY TO SEEK A COUNTYWIDE EXEMPTION FROM THE CONVENIENCE ZONE REQUIREMENTS OF THE CALIFORNIA BEVERAGE CONTAINER RECYCLING & LITTER REDUCTION ACT.

The new state legislation, AB 2020, requires the establishment of recycling centers throughout the state, with 30 such centers scheduled to be located in Marin County, including two in San Anselmo. Residents would be able to turn in recyclable bottles and cans at the centers for 1¢ each. There is a provision for counties with curbside recycling programs to request an exception, but only 10% of the municipalities in the state are allowed exemptions and they are distributed on a first come, first serve basis. The request before the Council is to urge the County to apply for an exception, as individual cities cannot request exemptions.

Ray Forrest, San Anselmo Garbage Disposal, supported requesting an exemption and noted that weekly, rather than monthly, recycling pickup would be required if the exemption is approved. He said it would cost an individual 16 to 20¢ more to have weekly recycling.

M/S, Walsh/Chignell, to adopt Resolution No. 3023 requesting convenience zone exemption under the California Beverage Container Recycling and Litter Reduction Act (AB 2020). Motion passed unanimously.

- 6. TEMPORARY RIGHT OF ENTRY AGREEMENT AT 49 ANGELA AVENUE REQUIRED TO CONSTRUCT THE HALPRIN PARK HAZARD MITIGATION PROJECT

M/S, Chignell/Walsh, to approve the right of entry agreement at location of No. 49 Angela Avenue in conjunction with Halprin Park Slope Protection Project as specified in the attached agreement with the property owner and the Town. Motion passed unanimously.

- 7. RESOLUTION APPROVING EASEMENTS ASSOCIATED WITH THE HALPRIN PARK HAZARD MITIGATION PROJECT

M/S, Sharp/Chignell, to approve Resolution No. 3024 accepting grant deeds of easements required to construct and maintain the Halprin Park Slope Protection Project. Motion passed unanimously.

- 8. ESTABLISHMENT OF POLICY REGARDING RELEASE OF INFORMATION ON CLAIMS AND LITIGATION

Dickens explained that this issue arose at a meeting with the Marin County Risk Management Authority when Sarah Nome requested information on payments made on claims involving San Anselmo. The insurance authority responded that the release of this information was under San Anselmo's purview.

Town Attorney Roth has advised that all information, including invoices for legal services, on pending claims and litigation must be kept confidential, but that once the claims and litigation has been settled, the files may be open to the public. Dickens recommended the Council adopt an official policy on this issue.

M/S, Walsh/Sharp, that the Town of San Anselmo will publicly disclose information about all payments made by the Town, or on behalf of the Town regarding claims or litigation against the Town, except for those cases under litigation at that time. Once a case has been closed, information on that case that had been previously withheld will then be publicly disclosed. Motion passed unanimously.

9. RESOLUTION RECOMMENDING ADOPTION OF THE MARIN COUNTY REVISED SOLID WASTE MANAGEMENT PLAN BY THE COUNTY BOARD OF SUPERVISORS

Sharp announced he would abstain from this item due to a possible conflict of interest.

The previous waste management plan was approved by San Anselmo and the County but rejected by the State Waste Management Board, pending modifications to provisions for the Redwood Sanitary Landfill site in Novato.

Ray Forrest noted that the Redwood Landfill was the only dump in the state that is set up to operate past 2000 and supported passage of the resolution.

Suzanne Dandalet, 211 San Anselmo Avenue, asked what would happen after 2000. Forrest explained the background on the creation of Redwood Landfill, noted that waste is a world-wide and that solutions depend on the type of waste generated - solid waste, hazardous waste or toxic waste. He encouraged recycling efforts.

M/S, Chignell/Walsh, to approve Resolution No. 3025 endorsing and recommending adoption of the Marin County Revised Solid Waste Management Plan by the Marin county Board of Supervisors. Motion passed unanimously.

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

Fairfax Redevelopment - Sharp reported he had been invited to attend a meeting in Fairfax regarding opposition to the Redevelopment, but did not feel the Town of San Anselmo should get involved in a referendum issue taking place in another town. Chignell commented that he intended to get involved as an individual, but not as a Councilmember. Cordingley felt that Councilmembers who get involved as individuals should make it clear they are not representing the Council or the Town.

There will be a meeting Thursday morning between the Mayors, Vice Mayors and Town Administrators from Fairfax and San Anselmo on the redevelopment issue with respect to the San Anselmo Council's discussion at the July 14 meeting.

Downtown revitalization - Cordingley invited the public and Council to attend a meeting of the Downtown Business Association, which will include a presentation on the Main Street Program.

11. CONSENT AGENDA

- (a) Approval of minutes of July 14, 1987.
- (b) Proposed amendments to the San Anselmo Municipal Code, Title 10, revising the procedures for processing R-1-H applications. CONTINUED TO OCTOBER 13, 1987.
- (c) Proposed amendments to the San Anselmo Municipal Code, Title 10, Chapter 13, Private Trees, to place restrictions on the pruning of elm trees and revising procedures involving heritage trees. CONTINUED TO SEPTEMBER 8, 1987.
- (d) Proposed amendments to the San Anselmo Municipal Code, Title 10, revising Planning Commission appeal procedures. CONTINUED TO SEPTEMBER 22, 1987.

M/S, Sharp/Wooliever, to approve the Consent Calendar. Motion passed unanimously.

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12. ADJOURNMENT to closed session regarding personnel matter
(continued from session beginning at 7:00 p.m. tonight), and thereafter
to closed session July 30, 1987, 6:15 p.m.