

TOWN OF SAN ANSELMO

Minutes of the Town Council Meeting of April 25, 1989

Mayor Walsh convened the regular meeting at 8:00 p.m., following a closed session regarding pending litigation pursuant to Government Code Section 54956.9(a), regarding 22 Magnolia pursuant to Government Code Section 54956.8, and regarding personnel matters, beginning at 6:30 p.m., with Councilmembers Chignell, Colteaux, Walsh and Zaharoff present.

Walsh announced that the Council had met in closed session to discuss the possible acquisition of the property at 22 Magnolia Avenue.

M/S, Colteaux/Chignell, to direct the Town Administrator to obtain an appraisal of the property in view of the discrepancies the Council has had during its discussions as to its value, and authorize the Town Administrator to expend funds for the appraisal in an amount not to exceed \$2,000, with the funds to be appropriated out of the Non-Departmental budget. Motion passed unanimously.

2. OPEN TIME FOR PUBLIC EXPRESSION.

There was no public comment.

3. PRESENTATION ON BAY AREA RIDGE TRAIL AND REQUEST FOR ENDORSEMENT OF THE TRAIL CONCEPT.

Connie Berto, 70 Crane Drive, San Anselmo, explained the proposed Bay Area Ridge Trail, which encircles San Francisco Bay and San Pablo Bay along the ridgelines. She gave a tape-narrated slide presentation to illustrate the Ridge Trail. One half of the trails are already publicly owned, while funds are being obtained to acquire rights of way and property for the remainder of the trail. Each of the nine counties will have governing bodies for maintenance of their county's trails; in Marin County, the body is the Open Space District.

Eliza Wingate, 215 Brookside Drive, urged the Council to endorse the trail.

Pauline Keogh, Skyline Road, who works at the Marin Wildlife Center, said the trail was a beautiful way of educating the public on wildlife, where the public can see wildlife in their natural habitat rather than in cages.

Jonathan Braun, San Anselmo Open Space Committee Chairman, said the San Anselmo has committed in its General Plan to provide and preserve open space.

M/S, Sharp/Zaharoff, to approve Resolution No. 3083, a resolution of support for the San Francisco Bay Area Ridge Trail. Motion passed unanimously.

4. REQUEST FOR FINANCIAL SUPPORT OF THE 1989 SAFE & SOBER GRADUATION FOR SIR FRANCIS DRAKE HIGH SCHOOL.

Mike Kluse, Chairperson for Drake High School's 1989 Safe and Sober Graduation, explained that the alcohol and drug-free graduation party will take place at Baywood Canyon all night following graduation, and is sponsored by parents and the community.

Lisa Taylor, President of the Drake Senior Class, explained that they are trying to provide an alternative to a night of alcohol drinking for graduates. This is the third year for this event, which has been successful in the past. She

San Anselmo Town Council  
April 25, 1989

said they are trying to make the event as appealing and affordable as possible to attract people who might otherwise go out and drink. She said that students have been directly involved with the fundraising.

M/S, Zaharoff/Sharp, to give \$500 towards the wonderful concept of Safe and Sober Graduation Night for Drake High School, and to authorize a transfer from contingencies for the donation. Motion passed unanimously.

5. REQUEST FOR REVISION OF RESOLUTION NO. 3082 ESTABLISHING SECOND UNIT RENTAL RATES AND INCOME SCHEDULE.

Rich Gould, 11 Skyline Road, raised concern that the increased income limits adopted in Resolution No. 3082 meant that some existing tenants' income are in excess of these limits. He said that while one way to proceed was to "grandfather" in the existing tenants, another solution was to return to the 80% of median income figure.

M/S, Colteaux/Sharp, that a grandfather procedure be added so that no one who at the time Resolution 3082 is passed is in residence in one of the second units be excluded from the second unit solely because of the change in the income schedule. Motion passed unanimously.

6. DISCUSSION REGARDING PARKS AND RECREATION COMMISSION.

Parks and Recreation Director Howell reported that the Commission had not had a quorum for two consecutive meetings, and the Commissioner Nichelini has missed three consecutive meetings.

Walsh reported that Parks and Recreation Commission Chairman Gilboy requested that the Commission, rather than the Council, discuss this issue.

William Jelinek, 53 Florence Avenue, said the attendance problem had occurred the previous year as well, and that Commission minutes were not being filed in the Library.

Sarah Nome, 77 Alder Avenue, said she goes out of her way to attend the Commission meetings only to find there is no quorum, and that there residents who are willing to serve on the Commission and attend the meetings.

M/S, Sharp/Chignell, to refer the matter back to the Parks and Recreation Commission with the condition that the Council suggests the Commission send a letter to any Commissioner who has been excessively absent, and that the Commission strengthen their procedure in getting minutes filed correctly. Motion passed unanimously.

7. REQUEST FOR ENDORSEMENT OF PROPOSED MAJOR CRIMES TASK FORCE FISCAL YEAR 1989-90 BUDGET AND COST SHARE ALLOCATIONS.

Chignell expressed concern that San Anselmo seems to be one of the few communities to detail a police officer to the task force and questioned the impact this service has on Town resources. Town Administrator Dickens responded that the Town is reimbursed by the task force for the full costs of the officer's salary and benefits, and while there is one fewer officer working in the Town's police department, the Town would lose the revenue from the reimbursement if an officer was not sent.

Chignell asked why the drug-related assets seized due to arrests by the Task Force were not being used to fund the operations of the task force, thereby offsetting the contributions made by each jurisdiction.

San Anselmo Town Council  
April 25, 1989

Dickens responded that Novato City Manager Phil Brown had explained that it was the official policy of the task force to retain the assets in order to build up an endowment to allow the task force to operate on interest revenue, and that it was Brown's understanding that the intent of the legislation was to invest it to allow the drug enforcement efforts to be self-sustaining. Chignell said he would rather see the assets applied to operating costs to offset agency contributions.

Sarah Nome, 77 Alder Avenue, expressed support for the task force.

M/S, Chignell/Zaharoff, to endorse the proposed Major Crimes Task Force fiscal year 1989-90 budget and cost share allocations. Motion passed unanimously.

8. PROPOSAL REGARDING THE CREATION OF A CITIZENS ADVISORY COMMITTEE ON TREES.

Colteaux said he has been concerned about elm trees in town while other citizens, such as William Jelinek, has been concerned about valley oaks. He said the Town has a hodgepodge of ordinances pertaining to trees, which he felt do not provide adequate protection of trees. He said in Sausalito there is input from private groups on the regulation and protection of trees, and that San Anselmo could benefit from a similar program. He asked that staff be directed to publicize that the Council would like interested citizens to come forward to form a committee, with the size and procedures of the committee left to its members. The purpose of the committee would be to review and recommend changes to Town ordinances, and recommend administrative changes that would guarantee that the ordinances are carried out and trees are adequately protected.

William Jelinek, 53 Florence Avenue, said a tree committee could do such things as a conduct a residential interest service or community needs assessment, develop funding strategies, and create tree inventories. He said that in 1982, the Council passed an ordinance establishing a tree committee to help explain municipal code purposes and tree conservation goals, to serve as an educational source for children and adults, and to be an information and referral source for residents needing assistance. He said such a committee could assist property owners with information about preserving the health of their trees.

It was the consensus of the Council to direct staff to advertise for residents interested in serving on a citizens tree committee.

9. CONSENT AGENDA.

- (a) Approve Minutes: March 28, 1989.
- (b) Approve Proclamation designating May as "Older Americans Month."
- (c) Approve Resolution regarding application for disability retirement of Donald E. Nelson.
- (d) Accept annual report of Tax Equity Board and approve Resolution requiring applicants for tax rebates to be San Anselmo residents and property owners.
- (e) Approve training for Administrative Assistant.
- (f) Approve Proclamation designating April 23-29 as "National Consumers Week."
- (g) Approve request from Country Fair Day Committee to close a portion of San Anselmo Avenue and permit entertainment in Creek Park on September 24 for Country Fair Day.

San Anselmo Town Council  
April 25, 1989

- (h) Announce vacancy on the Seminary General Plan Advisory Committee.
- (i) Public hearing on appeal of Planning Commission's decision to issue a Notice of Violation in creation of the lot and approval of a Conditional Certificate of Compliance for Nancy L. Thurmond etal, and Robert L. Thurmond etal, end of Oak Springs Drive, A/P 5-291-06. CONTINUE TO MAY 9, 1989.
- (j) Resolution denying the appeal of Planning Commission's decision to require a focused environmental impact report be prepared for the project: Paul J. and Marie Nave, and Andy S. Bachich, end of Oak Avenue, A/P 7-201-08, proposed two lot parcel split for development of two single family dwellings. CONTINUE TO MAY 9, 1989.

M/S, Chignell/Colteaux, to approve the Consent Agenda with the exception of item (d). Motion passed unanimously.

Regarding Consent Agenda item (d), Colteaux expressed concern that there may be situations where it is appropriate to grant a claim of inequity to a non-resident. The Council requested further information on this matter.

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

POST survey - Chignell asked what form the Council would review the recommendations of the survey and hear the Police Chief's response. Dickens said he would check with the Chief on his response, and with the Town Attorney on whether the matter should be discussed in open or closed session.

Kottage - Chignell thanked Public Works/Planning Director Kottage for a number of things he had done, notably the red zone on Oak Springs Drive.

San Anselmo signs - Chignell said that two signs in San Rafael - one on Fifth Avenue near Macy's and the other on Fourth Street near Yardbirds - directing people to San Anselmo are in poor condition and nearly obliterated with rust. He asked if San Rafael could be asked to take care of that problem or if the Town could help take care of that.

Ross Valley Fire Service - Chignell, a member of the RVFS Board of Directors, reported that there is quite a bit happening with the fire service with respect to finances. He requested an opportunity for the Council to discuss these issues.

Interim zoning ordinance - Colteaux expressed concern that amendments to the zoning ordinance either in general or in the interim be brought to the Council as soon as possible.

Creek grant proposal - Colteaux asked the status of the urban stream restoration grant application, and suggested that Gordan Chan be involved in the project.

Long-term finance committee - Walsh expressed concern about the time being taken to establish this committee. Sharp and Chignell stated that the matter was nearly ready to schedule on the Council agenda.

San Anselmo Town Council  
April 25, 1989

Ross Valley Sanitary District - Kottage asked the Councilmembers if they had received information about a request to look into 151 San Anselmo Avenue and 60 Greenfield Avenue as a possible site for locating the district's corporation yard and office. He said if does not hear to the contrary from the Council, he will inform the district as to what they need to do to apply for such use of either of these sites, and indicate that the Town is not, at least initially, disposed towards the district locating at these sites.

MCCMC - Dickens noted that San Anselmo is hosting the Marin County Council of Mayors and Councilmembers meeting the next evening, with San Francisco Mayor Art Agnos as the guest speaker.

11. ADJOURNMENT.

On motion duly made and seconded, the meeting was adjourned at 9:05 p.m.

Beth Pollard