

# AGENDA REGULAR MEETING of the ROSS TOWN COUNCIL THURSDAY, FEBRUARY 10, 2022

#### **CORONAVIRUS (COVID-19) ADVISORY NOTICE**

Consistent with Government Code Section 54953(e), and in light of the declared state of emergency, the meeting will not be physically open to the public. The Town Council and staff will participate in this meeting via videoconferencing as permitted under Government Code Section 54953(e). Members of the public are encouraged to participate remotely via Zoom or telephone pursuant to the information and link below:

Audio/Video Webinar: <a href="https://us02web.zoom.us/j/87676544626">https://us02web.zoom.us/j/87676544626</a>

or Call-in Number: +1 (669) 900-9128 Webinar ID: 876 7654 4626#

Submit public comment remotely by:

- 1. Emailing <a href="mailto:logez@townofross.org">lopez@townofross.org</a> prior to 4:00 P.M. the day before the meeting
- 2. Selecting the "Raise Hand" icon in the Zoom meeting or pressing \*9 if calling in to the meeting. Comments shall be limited to 3 minutes.

Click here for more information on how to submit public comment on Zoom

- 1. 6:00 p.m. Call to Order and Roll Call.
- 2. Posting of agenda.
- 3. Minutes. <u>L</u>
- 4. Employee appreciation and recognition of Town employee Recreation Manager Gretchen Castets (5 years). (Johnson)
- 5. Open Time for Public Expression. (5 minutes)
  Limited to three minutes per speaker on items not on agenda.
- 6. Mayor's Report.
- 7. Council Committee & Liaison Reports. (5 minutes)
- 8. Staff & Community Reports. (5 minutes)
  - a. Town Manager

Report available online at <a href="https://www.townofross.org/towncouncil/page/town-council-meeting-231">https://www.townofross.org/towncouncil/page/town-council-meeting-231</a>

b. Ross Property Owners Association.

The following items will be considered in a single motion, unless removed from the consent agenda:

- a. Demands. (Johnson) 🗔
- b. Recommendation to accept the Town of Ross Annual Financial Audit Report for the Year Ended June 30, 2021. (Johnson)
- c. Town Council acceptance of FYE22 Q2 Investment Report. (Johnson) <a>\_</a>
- d. Town Council acceptance of FYE22 Q2 Financial Summary Report. (Johnson) 📃
- e. Town Council consideration of adoption of Resolution No. 2234 Assembly Bill 361 Immediately Amends Open Meeting Laws to Expand Teleconference Meeting Options During Proclaimed State of Emergencies. (Stock)
- f. Town Council consideration of amending CalPERS Resolution Delegation of Authority to request employer disbursements from the CalPERS California Employers Benefit Trust Fund. (Johnson)
- g. Town Council consideration of adoption of Resolution No. 2235 ratifying an Employment Agreement retaining David Woltering to serve as Interim Planning and Building Director. (Johnson)
- h. Town Council consideration and approval of an amendment to a Deed Restriction to allow the construction of an accessory structure at 92 Shady Lane, APN 073-052-38. (Simonitch)
- i. Town Council consideration of adoption of Resolution No. 2239 authorizing submittal of applications for all CalRecycle grants and payment programs the Town is eligible for. (Johnson)

**End of Consent Agenda.** 

#### 10. Public Hearings on Planning Projects – Part I.

Public hearings are required for the following planning applications. Staff anticipates that these items may be acted upon quickly with no oral staff report, Council discussion, or public comment. If discussion or public comment is requested, the Council may consider the item later in the agenda.

a. 36 Glenwood Avenue, Design Review, and Town Council consideration of adoption of Resolution No. 2236. (Weintraub, 3 minutes)

36 Glenwood LLC, 36 Glenwood Avenue, A.P. No. 073-131-30, Zoning: R-1: B-A; General Plan: VL (Very Low Density), Flood Zone: X (Minimal risk area).

**Project Summary:** The applicant is requesting approval of Design Review to construct a new detached accessory building ("art studio") and to construct new landscape structures including pond, bridge, deck, in the rear yard of the existing single-family residence.

b. 21 Fernhill Avenue, Design Review and Variance, and Town Council consideration of adoption of Resolution No. 2237. (Weintraub, 3 minutes)

Stephanie and Russ Haswell, 21 Fernhill Avenue, A.P. No. 073-091-37, Zoning: R-1: B-20; General Plan: L (Low Density), Flood Zone: X (Minimal risk area).

**Project Summary:** The applicant is requesting approval of Design Review to renovate the exterior materials, features, and appearance of the existing single-family residence, including additions and alterations; and to construct a new pool and associated landscape in the rear yard. Variance is requested to allow for the construction of a new pool within the minimum required rear yard setback. A separate application has been submitted for ministerial review of Accessory Dwelling Unit (ADU) Permit to construct a new detached accessory dwelling unit.

End of Public Hearings on Planning Projects – Part I.

## **Administrative Agenda.**

- 11. Town Council consideration of adoption of Resolution No. 2240 approving the First Amendment to the Amended and Restated Franchise Agreement between the Town of Ross and Marin Sanitary Service. (Johnson, 10 minutes)
- 12. Town Council consideration of the formation of a Town/County Services Subcommittee under the Marin County Council of Mayors and Councilmembers (MCCMC), and consideration of Council representation on the Subcommittee. (Johnson, 10 minutes)
- 13. Town Manager update and Council discussion on Town activities in response to COVID. (Johnson, 5 minutes)

**End of Administrative Agenda.** 

Public Hearings on Planning Projects - Part II.

14. Corte Madera Creek Flood Risk Management Project, Design Review, and Town Council consideration of adoption of Resolution No. 2238. (Weintraub, 30 minutes) 

Marin County Flood Control and Water Conservation District, A.P. No. 073-242-27; 073-242-06; 073-242-10; 073-242-13; 073-242-14; 073-242-19; 073-273-39; 073-273-40; 073-273-49; 073-273-50; 073-273-51; 073-273-52; 073-273-53; 073-273-54; 073-273-55; 073-273-56; 074-011-82; Zoning: Civic (C-D); Floodway (F); Single Family Residence (R-1: B-

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10); General Plan: Open Space (OS); Medium Low Density (ML), Flood Zone: AE Floodway (Area subject to inundation by 1-percent-annual chance flood event).

**Project Summary:** The applicant is requesting approval of Design Review to make channel improvements consistent with Alternative 1 of the Final Environmental Impact Report (FEIR) for the Corte Madera Creek Flood Risk Management Project Phase 1, as recommended by the Ross Town Council on May 13, 2021, and as adopted by the Marin County Board of Supervisors on August 17, 2021. The project includes: remove the existing wood fish ladder; regrade, stabilize, and revegetate the creek bed and banks at existing constriction points; remove existing wood retaining walls; extend concrete wingwalls no higher than existing grade at tops of banks; and construct new fish resting pools within the channel.

# End of Public Hearings on Planning Projects – Part II.

- 15. No Action Items: (Mayor, 5 minutes)
  - a. Council correspondence
  - b. Future Council items

### 16. Adjournment.

If any of the matters discussed above are challenged in court, you may be limited to raising only those issues you or someone else raised at any public hearing described on this notice or in written correspondence delivered at, or prior to, the Council meeting at which this matter will be heard. (Government Code Section 65009). In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Town Manager at (415) 453-1453, extension 107 or (415) 453-1950 (Fax). Notification at least 48 hours prior to the meeting will enable the town to make reasonable accommodation to help insure accessibility to this meeting.