

# AGENDA

## REGULAR FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

Wednesday, November 7, 2007 at 7:30 p.m.

Preceded by a Special Meeting Closed Session at 7:10 p.m. at the Youth Center, 16 Park Rd.

**7:00 – 7:30 PM Welcome Reception for Michael Rock, Newly Appointed Public Works Director, at the Women's Club**

**7:10 PM – SPECIAL MEETING - CLOSED SESSION AT YOUTH CENTER, 16 PARK ROAD**

### **CALL TO ORDER**

**Convene in Open Session at the Youth Center, 16 Park Road**

**Adjourn to Closed Session on the following matter:**

CONFERENCE WITH LEGAL COUNSEL pursuant to Government Code Section 54956.9(a), pending litigation, Marin Superior Court No. CV 074051, North Bay Coalition to Support Plastic Bag Recycling v. Town of Fairfax

**7:30 PM – CALL TO ORDER – OPEN SESSION – WOMEN'S CLUB, 46 PARK ROAD**

### **PLEDGE OF ALLEGIANCE**

### **ROLL CALL**

### **ANNOUNCEMENT OF CLOSED SESSION ACTION**

### **APPROVAL OF AGENDA AND AFFIDAVIT OF POSTING**

### **MEETING PROTOCOL**

The Mayor shall maintain order at the meetings in accordance with Robert's Rules of Order and the Council has a responsibility to be a model of respectful behavior in order to encourage community participation and citizen input at Council meetings. The Council and the audience are expected to refrain from using profane language and/or ridiculing the character or motives of council members, staff, or members of the public and to maintain the standards of tolerance and civility.

The Town Council will review the agenda at **10:00 P.M.** to ascertain which items will be heard that evening and which, if any, will be continued to another meeting. Any matter not started by 11:30 P.M. will be continued to an adjourned or regular council meeting unless the Council votes to suspend this rule. Please turn all cellular phones off or place in silent mode.

### **ANNOUNCEMENTS**

Presentation of Fairfax creeks study, Matt Smeltzer, November 10<sup>th</sup>, 10:00 a.m. to Noon, at the Women's Club

Flood Mitigation Planning Workshop Meeting on Thursday, November 29, at 7 p.m. at the Women's Club

New members welcome on General Plan Advisory Committee

New members welcome on the Fairfax Youth Commission, Ages 14 to 19, Ross Valley residents

Vacancy on the Parks and Recreation Commission for an unexpired term to March 31, 2010

**OPEN TIME FOR PUBLIC EXPRESSION (3 minute time limit per person)** - If you wish to address the Council, please approach the podium and state your name and address. Individuals have 3 minutes to speak, 5 minutes if representing a group. This is the time set aside for individuals wishing to address the Council on matters not listed on the agenda. State law (Government Code Section 54954.2) provides that Council is not permitted to take action and strictly limits the right of the Council to discuss any unagendized item unless it can be demonstrated to be of an emergency nature or the need to take immediate action arose after the posting of the agenda.

**CONSENT CALENDAR (Members of the audience may address any item on the Consent Calendar at this time)**

1. Approval of cash disbursements for October, 2007
2. Approval of Town Council Minutes of September 19 and October 3, 2007
3. Accept and file financial report: expenditures and revenues from July 1, 2007 through October 31, 2007
4. Approval of plans and specifications and authorization to advertise for bids for Hill Avenue and Park Road overlay Measure K project
5. Adoption of Resolution No. 2518, A Resolution of the Town Council of the Town of Fairfax Urging Divestiture by CalPERS of Its Shares of Chevron Corporation Which Continues to do Business With the Military Junta In Myanmar (Burma), Bragman
6. Receive and file update regarding excess Educational Revenue Augmentation Fund (ERAF) distribution to the Town, and authorization for Mayor to sign letter of appreciation to Senator Carole Migden for her efforts to secure this funding through SB 418

**REGULAR AGENDA**

7. Request for waiver of use permit application fee from Sustainable Fairfax for 141 Bolinas Road
8. Second Reading and Adoption of Ordinance No. 725, A Social Host Liability Ordinance for Underage Drinking, Maggiore
9. Introduction and First Reading of Ordinance No. 726, An Ordinance of the Town of Fairfax Amending Chapter 8.18, Sections 8.18.010 through 8.18.100 of the Fairfax Town Code Regarding the Use of Compostable Plastic, Recyclable Paper and/or Reusable Checkout Bags by Shops, Stores, Eating Places and Retail Food Vendors Located in the Town of Fairfax
10. Introduction and First reading of Ordinance No. 727, an ordinance of the Town of Fairfax deleting in its entirety the current Title 15 of the Town Code and adopting a new Title 15 in its place, adopting and amending the California Building Code
11. Introduction and First reading of Ordinance No. 728, An ordinance adopting the California Fire Code, International Fire Code, and Uniform Fire Code prescribing regulations governing conditions hazardous to life and property from fire or explosion; providing for the issuance of

permits for hazardous uses or operations; and establishing a Fire Prevention Bureau and providing officers therefore and defining their powers and duties

12. Introduction and First reading of Ordinance No. 729, An Ordinance of the Town Council of the Town of Fairfax Creating Chapter 8.06 of the Town of Fairfax Municipal Code, Adopting the 2006 Edition of the International Wildland Urban Interface Code, Regulating and Governing the Mitigation of Hazard to Life and Property from the Intrusion of Fire from Wildland Exposures, from Adjacent Structures and Prevention of Structure Fires from Spreading to Wildland Fuels in the Town Of Fairfax; and Further Providing for the Issuance of Permits and Collection of Fees
13. Discussion and consideration of an Ordinance regulating Surface Mounted Utility Facilities in the Public Right-of-Way, Bragman
14. Discussion and consideration of Council direction regarding expansion of the Ross Valley Fire Joint Powers Authority to include the Sleepy Hollow Fire Protection District as a voting member, Tremaine

**COUNCIL REPORTS AND COMMENTS** (Brief announcements and reports on Councilmember activities, including reports from meetings attended at Town expense)

### **ADJOURNMENT**

If any of the matters described 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 agenda, or in written correspondence delivered at, or prior to, this Council meeting. If you need an accommodation to attend or participate in this meeting due to disability, please contact Town Hall at 453-1584.

I, Judy Anderson, Town Clerk of the Town of Fairfax, County of Marin, State of California, do hereby certify that I posted a copy of this Agenda at three public places in the Town of Fairfax, to wit: 1) Bulletin Board, Town Hall Offices; 2) Bulletin Board, Fairfax Post Office, and 3) Bulletin Board, Fairfax Women's Club and that each of said postings was completed on the second day of November, 2007.

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