

# AGENDA

## REGULAR FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

**Wednesday, February 6, 2008 at 7:30 p.m.**

Preceded by a Special Meeting Closed Session at 6:30 p.m. at the Youth Center, 16 Park Rd.

### **6:30 PM – SPECIAL MEETING - CLOSED SESSION**

#### **CALL TO ORDER**

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

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

CONFERENCE WITH LEGAL COUNSEL pursuant to Government Code Section 54956.9(a),  
PENDING LITIGATION, Marin Superior Court No. CV 064668, Legnitto v. Town of Fairfax; and

PUBLIC EMPLOYEE PERFORMANCE REVIEW, pursuant to Government Code Section 54957;  
Town Manager; and

PUBLIC EMPLOYEE APPOINTMENT pursuant to Government Code Section 54957: Public  
Works Director

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

#### **PLEDGE OF ALLEGIANCE**

#### **ROLL CALL**

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

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

#### **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**

Appointment of three Planning Commissioners; Pam Meigs, Terry Goyan and Shelby LaMotte

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  
Vacancy on the Volunteer Board for an unexpired term to March 31, 2009  
Vacancy on the Design Review Board for a full three-year term to January 31, 2011  
Vacancy on the Open Space Committee, four-year term  
Vacancy on the Measure F Oversight Committee

### **OATH OF OFFICE**

Oath of office to be administered to newly appointed Town Manager Michael Rock

**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.

### **INTERVIEW AND APPOINTMENT**

1. Interview and appointment of one voting member to the General Plan Advisory Committee

### **PRESENTATION**

2. Governmental Accounting Standards Board (GASB) 45 Retiree Health actuarial report by Total Compensation Systems

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

3. Approval of Town Council Minutes of November 28 and December 19, 2007
4. Award of bid for Hill Avenue and Park Road overlay Measure K project
5. Adoption of Resolution No. 2524, a Resolution of the Town Council of the Town of Fairfax in opposition to user tolls for North Bay residents for the Doyle Drive reconstruction project in San Francisco
6. Approval of a change order in the amount of \$35,560 for an overhead flashing signal and re-striping changes on Sir Francis Drake Blvd. at Oak Tree Lane
7. Approval of letter as drafted by the Planning Commission to the State Housing and Community Development Department regarding the status of the Housing Element

### **PUBLIC HEARING**

8. **183 Frustuck Avenue; Appeal of Application # 07-28:** Appeal of the Design Review Board's approval of the design for a 2,830sf single-family residence with a 575sf garage; Assessor's Parcel No. 003-193-13; Residential Single-family RS 6 Zone; Niccolo Caldararo, appellant; Shane Deal, applicant/owner; CEQA categorically exempt, § 15303(a); Adoption of Resolution No. 2525, A Resolution of the Town Council of the Town of Fairfax Upholding the Decision of the Design Review Board on an Appeal of Application No. 07-28 for a Project Located at 183 Frustuck Ave., Assessor's Parcel No. 003-193-13

## **REGULAR AGENDA**

9. Adoption of Resolution No. 2526, a Resolution of the Town Council of the Town of Fairfax updating the Fairfax Bicycle and Pedestrian Master Plan
10. Adoption of Resolution No. 2527, a Resolution of the Town Council of the Town of Fairfax for complete streets to include bike and pedestrian improvements in public projects, Bragman
11. Appointment of Floor Area Ratio Ordinance Review Committee representatives and clarification of direction to the Committee
12. Discussion of a request for code enforcement action regarding debris problem at 67 Live Oak
13. Request for Council appointment of a subcommittee to meet with representatives from the school district to discuss traffic, Weinsoff
14. Second Reading and Adoption of Ordinance No. 731, an Ordinance of the Town of Fairfax amending the noise ordinance to include leaf blowers
15. Request for a resolution offering the Town's condolences to the Fairfax family (descendants of Lord Fairfax) on the loss of their family home in England due to a fire and authorization to replace the items given to the family during their visit in August of 2002

## **REPORTS FROM TOWN OFFICIALS**

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

## **ADJOURNMENT to February 20, 2008**

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 1st day of February, 2008

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