

AGENDA

REGULAR FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

Wednesday, April 2, 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

CONFERENCE WITH LEGAL COUNSEL pursuant to Government Code Section 54956.9(a), PENDING LITIGATION, Marin Superior Court No. CV060796 , Bourhis v. Lord, et al; Marin Superior Court No. CV062735 , Beaumont v. Town of San Anselmo et al; Marin Superior Court No. CV065507 Mooe v. Town of San Anselmo, et al; and Marin Superior Court No. CV065556 Avins. v. Town of San Anselmo, et. al.; and

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

CONFERENCE WITH LEGAL COUNSEL pursuant to Gov. Code Sec. 54956.9 (c), INITIATION OF LITIGATION: Two potential cases.

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 (include announcement of selection of Public Works Director)

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

Chamber of Commerce mixer, Wednesday, April 9th, 6:30 to 8:00 p.m., Fairfax Coffee Roastery, "Meet our new Town Manager, Michael Rock"

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 an unexpired term to January 31, 2011

Vacancy on the Measure F Oversight Committee

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.

INTERVIEWS AND APPOINTMENTS

1. Interview and appointment of candidate(s) to serve on the Design Review Board for an unexpired term to January 31, 2011
2. Interview and appointment of candidate(s) to serve on the Parks and Recreation Commission for an unexpired term to March 31, 2010

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

3. Accept and file a report regarding timing of financial information
4. Accept and file a report on the status of the General Plan Update
5. Accept and file a report on the Master Capital Improvement Project list
6. Approval of Town Council Minutes of February 6 and 20, 2008
7. Proclamation declaring April 13-19, 2008, as National Library Week for the Town of Fairfax
8. Adoption of Resolution No. 2525, A Resolution of the Town Council of the Town of Fairfax authorizing closure of a portion of Broadway for the staging of the car show on September 7, 2008
9. Approve the expenditure of \$8,333 from the Dry Period Fund for the Town's share of the Shared Dispatch Services Study Consultant Contract
10. Approve a Consultant Services Agreement with Pamela Gibson for Economic Sustainability Program for the Town of Fairfax in an amount not to exceed \$3000
11. Approval of the transmission of a letter to Dr. Richard Wall requesting a further discussion of a

greenbelt around the Town of Fairfax

PUBLIC HEARING

12. Hearing to Declare a Public Nuisance and Order Abatement at 67 Live Oak and to Adopt Resolution No. 2533, A Resolution of the Town Council of the Town of Fairfax Declaring the Conditions on the Property at 67 Live Oak, assessor's parcel number 001-236-20, to be a Public Nuisance and Ordering the Town Manager to Cause the Abatement of the Nuisance (continued from March 5, 2008)

REGULAR AGENDA

13. Introduction and First Reading of Ordinance No. 733 establishing a formal policy regarding resolutions on state and national issues, Tremaine/Bragman
14. Adoption of Resolution No. 2526, a Resolution of the Town Council of Fairfax adopting the Proposition 1B Project List and amending the Fiscal year 2007/08 Town Budget to accept the Proposition 1B money in the amount of \$400,000
15. Adoption of Resolution No. 2527, a Resolution of the Town Council of the Town of Fairfax accepting of a portion of Upper Scenic Road (20-feet by 100 feet) as a Town maintained road for the purposes of receiving reimbursement from OES and FEMA for the Upper Scenic Slope Stabilization Project.
16. Adoption of Resolution No. 2528, a Resolution of the Town Council of the Town of Fairfax setting policy for Town assistance towards cooperative efforts in pavement improvement projects
17. Introduction and First Reading of Ordinance No. 732, an Ordinance of the Town of Fairfax adopting the Marin County Animal Control Ordinance by reference (continued from March 5, 2008)
18. Request for \$7,000 for defibrulators and training, Brandborg
19. Discussion of Town Vision Statement, Maggiore

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 April 16

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.

Any writings, materials or documents provided to a majority of the Town Council after the regular agenda packet has been distributed regarding any item on this Agenda will be made available for public inspection on the public counter at Town Hall next to the agenda packet. Such documents are also available on the Town's website at "townoffairfax.org" subject to staff's ability to post the documents before the meeting.

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 27th day of March, 2008

In an effort to make our agendas available in a more timely and efficient manner, we have created a noticing list for the distribution of Town Council agendas via email. If you would prefer to receive Town Council agendas via email, please provide your email address to the Town Clerk at janderson@townoffairfax.org