

AGENDA

ADJOURNED FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

Wednesday, May 7, 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, ANTICIPATED LITIGATION, pursuant to Government
Code Section 54956.9 (b): One potential case

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 , Beament v. Town of San Anselmo et al; Marin Superior Court No.
CV065507 Moore v. Town of San Anselmo, et al; and Marin Superior Court No. CV065556 Avins.
v. Town of San Anselmo, et al.

CONFERENCE LEGAL COUNSEL pursuant to Government Code Section 54956.9 (c),
INITIATION OF LITIGATION: Two potential cases

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

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

Community meeting to discuss possible shared dispatch/records services with San Anselmo on Thursday, May 15th, at 7:00 p.m., Vista Room, Isabel Cooke Community Center, 1000 Sir Francis Drake, San Anselmo

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 Volunteer Board for an unexpired term to March 31, 2009

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.

INTRODUCTIONS

Introduction and Oath of Office for newly hired Public Works Director, Kathleen Wilkie

Introduction of new business owners to the Town, Maggiore

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

1. Accept and file fiscal year-to-date financial report
2. Award of bid for Pastori Avenue Storm Drain Replacement Project
3. Approval of Town Council minutes of March 5 and 15, 2008
4. Adoption of Resolution No. 2539, a Resolution of the Town Council of the Town of Fairfax in support of State Proposition 98
5. Adoption of Resolution No. 2540, a Resolution of the Town Council of the Town of Fairfax in opposition to State Proposition 99

REGULAR AGENDA

6. Report on Transportation Authority of Marin (TAM) Sir Francis Drake Blvd. Rehabilitation Project in West Marin at Samuel P. Taylor Park and discussion of possible letter of opposition to the project
7. Introduction and first reading of Ordinance No. 734, Amending Chapter 1.12 of the Fairfax Municipal Code to Codify a Nuisance Abatement Procedure
8. Adoption of Resolution No. 2541, a Resolution of the Town Council of the Town of Fairfax Authorizing Temporary Closure of Certain Streets and Portions Thereof, and the Closure of the Pavilion Parking Lot to the Public, to Allow a Town Parade on June 14, 2008 and Town Festival, Including an Eco-Fest, on June 14 and 15, 2008
9. Discussion of Public Pay Phones in Fairfax, Tremaine and Weinsoff (oral)
10. Light Brown Apple Moth (LBAM) Update, Bragman (oral)

11. Strategic Plan Update and Review

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 May 21, 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.

Materials related to an item on this Agenda submitted to the Council after distribution of the agenda packet are available for public inspection on the public counter at Town Hall in a folder 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 2nd day of May, 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