

# AGENDA

## REGULAR FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

**Wednesday, January 14, 2009, at 7:30 p.m.**

Preceded by a Special Meeting Closed Session at 7:00 p.m. at the Youth Center, 16 Park Rd.

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

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

CONFERENCE WITH LEGAL COUNSEL Existing Litigation pursuant to Government Code Section 54956.9 (a): Town of Fairfax v. John and Marlia Berg, Marin Superior Court Civil 086177

### **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**

### **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**

New members welcome on the General Plan Advisory Committee

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

Vacancy on the Measure F Oversight Committee

Vacancy on the Parks and Recreation Commission for an unexpired term to April 30, 2009

Vacancy on the Volunteer Board to complete an unexpired term to July 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.

### **INTERVIEW AND APPOINTMENT**

1. Interview and appointment of candidate to serve on the Design Review Board for a full three-year term to January 31, 2012

## **PRESENTATIONS**

2. Adoption and Presentation of Resolution No. 09-01, a Resolution of the Town Council of the Town of Fairfax acknowledging 30 years of exemplary service to the Town by Chief of Police Ken Hughes
3. Adoption and Presentation of Resolution No. 09-02, a Resolution of the Town Council of the Town of Fairfax Dedicating and Establishing the "Gadfly Chair" in honor of Stan Schriebman – Bragman/Weinsoff
4. Presentation by Larry Kennings, Acting Planning and Building Services Director, on the definition of a Site Specific Plan

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

5. Accept and file Revenue Reports, Check Detail Registers and Electronic Fund Transfer Reports for August through December, 2008
6. Report from the Town Manager on the Town's financial health and the State budget deficit
7. Approval of Town Council minutes of August 20, September 3, 27 and December 3, 2008 – Town Clerk
8. Adoption of Resolution No. 09-03, a Resolution of the Town Council of the Town of Fairfax Approving an Agreement with W-Trans for the Non-Motorized Transportation Pilot Program (NTPP) Parkade Circulation Study – Public Works
9. Adoption of Resolution No. 09-04, a Resolution of the Town Council of the Town of Fairfax adopting a Fee Schedule Established by the Marin General Services Authority for Taxicab Regulations
10. Approval of Clerk's annual posting of Board, Commission and Committee members and terms - Town Clerk
11. Adoption of Resolution No. 09-05, a Resolution of the Town Council of the Town of Fairfax of Gratitude and Support for the Marin Stables and Trails - Bragman
12. Endorsement of *Empowering Local Government Climate Action: Blueprint for President Obama and the 111<sup>th</sup> Congress*
13. Adoption of Resolution No. 09-06, a Resolution of the Town Council of the Town of Fairfax In Support Of Gaza Cease-Fire - Bragman

## **PUBLIC HEARINGS**

14. Introduction and First Reading of Ordinance No. 737, An Ordinance of the Town of Fairfax Reenacting the Second Unit Amnesty Program for a One-Year Period; Amending the Following Section of the Fairfax Code for a One-Year Period; Chapter 17.048 Regarding Existing Residential Second Units; and Amending Planning Commission Resolution 2434 Regarding Planning/Building-Related Fees for a One-Year Period – Town Attorney
15. Adoption of Resolution No. 09-07, approving a garbage and recycling service rate increase beginning April 1, 2009 – Town Manager

## **REGULAR AGENDA**

16. Approval of a request by Council Member Maggiore to be excused from Council Meetings through March 25, 2009
17. Recommendations from the Shared Services Committee, Brandborg/Tremaine
18. Adoption of Resolution 09-08, A Resolution of the Town Council of the Town of Fairfax adopting guidelines for the placement of surface-mounted utility facilities in the public right-of-way (continued from 12-3-08) - Public Works
19. Discussion of Public Works projects planned for the Town in anticipation of a Federal Economic Stimulus Package - Public Works
20. Adoption of Resolution No. 09-09, A Resolution of the Town Council of the Town of Fairfax Appointing a Council Member and an Alternate to represent Fairfax on the newly created Marin Energy Authority JPA Board of Directors – Town Manager
21. Appointment of Alternate Representative to the Community Development Block Grant Committee – Town Manager
22. Adoption of Resolution No. 09-10, A Resolution of the Town Council of the Town of Fairfax Approving the Revised Project Scope for the Non-Motorized Transportation Pilot Program (NTPP) Sir Francis Drake Sidewalk Improvements from Olema to Broadway – Public Works
23. Adoption of Resolution No. 09-11, A Resolution of the Town Council of the Town of Fairfax, A Resolution of Intention to Approve an Amendment to Contract Between the Board of Administration California Public Employees' Retirement System and the Town Council of the Town of Fairfax – Town Clerk
24. Introduction and First Reading of Ordinance No. 741, An Ordinance of The Town of Fairfax Authorizing an Amendment to the Contract Between the Town of Fairfax and the Public Employees Retirement System – Town Clerk
25. Adoption of Resolution No. 09-12, A Resolution of the Town Council of the Town of Fairfax Approving the Construction of a Pedestrian and Bicycle Parking Bulb-out on Broadway – Town Manager

## **REPORTS FROM TOWN OFFICIALS**

**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.

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 8th day of January, 2009.

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