

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road
Wednesday, February 4, 2009, at 7:00 p.m.
Preceded by a Special Meeting Closed Session at 6:30 p.m.

6:30 PM - Call to Order and Adjourn to Closed Session on the following matter:

PUBLIC EMPLOYEE APPOINTMENT pursuant to Government Code Section 54957: Planning and Building Services Director

7:00 PM – CALL TO ORDER – Open Session

1. Interview of candidate for appointment to the Measure F Oversight Committee
2. Interview of candidates for appointment to the Planning Commission for two vacancies for four-year terms to February 28, 2013

7:30 PM - 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

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 Volunteer Board for an unexpired term to July 31, 2010
Vacancy on the Parks and Recreation Commission for an unexpired term to April 30, 2009
Vacancies on the Planning Commission for two full four-year terms to February 28, 2013

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.

APPOINTMENTS

3. Appointment to the Measure F Oversight Committee – Town Clerk
4. Appointments to the Planning Commission for two four-year terms to February 28, 2013 – Town Clerk

PRESENTATION

5. Adoption and Presentation of Resolution No. 09-02, a Resolution of the Town Council of the Town of Fairfax Dedicating and Establishing the “Gadfly Bench” in honor of Stan Schriebman, Bragman/Weinsoff

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

6. Accept and file Revenue Reports, Check Detail Registers and Electronic Fund Transfer Reports for August through December, 2008 - Finance
7. Approval of Town Council minutes of September 27 (continued from January 14) and October 1, 2008; January 14, 2009 – Town Clerk
8. Adoption of Resolution No. 09-13, A Resolution of The Town Council of The Town of Fairfax Authorizing Temporary Closure of Certain Streets and Portions Thereof, to Allow a Little League Opening Day Parade On Saturday, March 21, 2009 – Town Clerk
9. Adoption of Resolution No. 09-14, A Resolution of the Town Council of the Town of Fairfax authorizing a Notice of Completion for the Fairfax Creek Project at 300 Olema – Public Works
10. Authorization to issue a Request for Proposals for Town Engineer Consultant Services – Public Works
11. Adoption of Resolution No. 09-15, A Resolution of the Town Council of the Town of Fairfax awarding the Pavilion Photovoltaic Design and Installation contract to SPG Solar in an amount not to exceed \$228,578.43 – Public Works
12. Adoption of Resolution No. 09-16, A Resolution of the Town Council of the Town of Fairfax authorizing application for a Fire Safe grant – Town Manager

PUBLIC HEARINGS

13. 15 Acacia Road; Application # 08-46 Request for a driveway width variance to construct a 51ft wide driveway while the Town Code limits driveway widths to 20ft; Assessor’s Parcel No. 001-112-13; Residential Single-family RS 6 Zone; Jeff Kroot, applicant; Ted Pugh and Ricki Kerner, owners; CEQA categorically exempt, § 15303(a), 15305(a) and (b) - Planning
14. Introduction and first reading of Ordinance No. 742, An Ordinance of the Town Council of the Town of Fairfax amending the 50% remodel definition of the Town Code as recommended by the Planning Commission to be based on square footage and not building valuation. CEQA exempt, § Public Resources Code 21080(b)(1) – Planning (To be continued to March 4, 2009)

REGULAR AGENDA

15. Update on General Plan and continued discussion of Site Specific Plan process and possible application to Fairfax sites (oral) – Planning
16. Approval of the Conceptual Plan for the Redesign of the Bolinas Road Sidewalk from Broadway to Elsie – Public Works
17. Discussion and Consideration of Agreement with Marin/Sonoma Mosquito and Vector Control District to Limit Spraying in the Town of Fairfax, Bragman
18. Adoption of Resolution No. 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 - Public Works (continued from January 14)
19. Adoption of Resolution No. 09-17, A Resolution of the Town Council of the Town of Fairfax authorizing a change order for the Pastori Storm Drain project – Public Works
20. Update on code compliance issues and possible abatement concerning vacant commercial building, formerly the New Albion Bookstore (oral report) – Town Manager
21. Second Reading and Adoption 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
22. Second Reading and Adoption 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
23. Report and request for direction regarding neighborhood electric vehicle program – Town Manager
24. Discussion of Fairfax Unemployment Rate, Tremaine
25. Discussion and Consideration of the Town of Fairfax Sponsoring a Spring Brush Clearing Brigade, Bragman

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 29th day of January, 2009

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