

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road
Wednesday, September 2, 2009, at 7:30 p.m.
Preceded by a Special Meeting Closed Session at 6:30 p.m. in the
Town Manager's Office, 142 Bolinas Road

6:30 PM – Call to Order and Adjourn to Closed Session on the following matters:

CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code Section 54957.6
Agency designated representative: Michael Rock, Town Manager; Employee Organizations: SEIU Local 949
Miscellaneous Unit, Police Officers Association and Management Employees

CONFERENCE WITH LEGAL COUNSEL pursuant to Government Code Section 54956.9(a), PENDING
LITIGATION, Marin Superior Court No. CV 086177, Town of Fairfax v. John and Marlia Berg

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.

ANNOUNCEMENTS

Grant funding from the County of Marin via Supervisor Hal Brown for the Pavilion, for Bolinas Road sidewalk improvements, and for landscaping in the Parkade

Music in the Park, 2:00 p.m. on Saturday, September 12th, Bolinas Park by Peri Park Playground

Fairfax Car Show, Sunday, September 13, 2009, 10 a.m. to 4 p.m., Broadway and the Parkade

Fairfax Town-wide picnic on Sunday, September 20th, Noon to 5 p.m., Central Ballfield

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

New members welcome on the General Plan Advisory Committee

Vacancy on the Volunteer Board for a full three-year term

Two vacancies on the Parks and Recreation Commission for full four-year terms

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 fill a vacancy on the Volunteer Board for a full 3-year term to September 30, 2012
2. Interview and appointment of candidates to fill two vacancies on the Parks and Recreation Commission for full four-year terms to September 30, 2013

PRESENTATIONS

3. Presentation of Open Space Committee Annual Report - Mimi Newton

CONSENT CALENDAR

4. Approval of Town Council minutes of August 5, 2009 – Town Clerk
5. Accept and File Monthly Finance Reports for June and July, 2009 – Finance
6. Approval of amended Joint Exercise of Powers Agreement for the Marin County Major Crimes Task Force – Police Department
7. Proclamation declaring September, 2009, as Prostate Cancer Awareness Month in Fairfax
8. Report on the status of FEMA projects – Finance
9. Review and accept bid results for Sir Francis Drake Overlay and Glen Drive Culvert Projects – Public Works
10. Adoption of a Resolution of the Town Council of the Town of Fairfax in support of Extended Producer Responsibility, a policy to hold product manufacturers responsible for the management of waste disposal - Bragman

PUBLIC HEARINGS

11. Request that the Town Council determine that the keeping of livestock, fowl and a recreational vehicle on an undeveloped parcel of property in Fairfax be declared a public nuisance and direct Town Counsel to begin nuisance abatement proceedings against the property owner; Residential Single-family RS 6 Zone District; Adoption of a Resolution of the Town Council of the Town of Fairfax declaring a nuisance, Patrice Phillips, property owner
12. Second Reading and Adoption of Ordinance No. 742, 50% Remodel Ordinance

REGULAR AGENDA

13. Report on status of State Budget and impact on the Town of Fairfax – Town Manager
14. Authorization for Town Manager to sign a Personal Services Agreement with Carol Golsch to revive and improve the Town's Web site – Town Manager
15. Second Reading and Adoption of Ordinance No. 745, an Ordinance of the Town Council of the Town of Fairfax Establishing an Administrative Enforcement Mechanism for Violation of the Town Code – Building/Planning
16. Introduction and First Reading of Ordinance No. 746 Amending Chapters 12.36 and 12.40 of the Fairfax Municipal Code Regarding Regulations for Parks, Playgrounds, Public Tennis Courts and Central Ballfield– Chief of Police
17. Report on the status of the General Plan and Specific Plan – Planning
18. Adoption of a Resolution of the Town Council of the Town of Fairfax adopting Guidelines regarding Town Council appointed Commissions, Committees and Boards – 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 Web site 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 August 27, 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