

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road
Wednesday, February 3, 2010 at 7:30 p.m.

Preceded by a Special Meeting Closed Session at 6:30 p.m. at Town Hall, 142 Bolinas Road

6:30 PM – Call to Order and 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 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

New members welcome on the Fairfax Youth Commission, Ages 14 to 19, Ross Valley Residents Vacancy for a citizen member with housing experience on the Affordable Housing Committee Vacancy on the Open Space Committee to complete an unexpired term to June 30, 2010
Project Homeless Connect at Fairfax Women's Club, Thursday, February 18th, 10 a.m. to 2 p.m.
Special Town Council Meeting – Updating Financial Plan and Goals, February 27, 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

PRESENTATIONS

1. Presentation by the Ross Valley Sanitary District – *Brett Richards, General Manager*

COUNCIL REPORTS AND COMMENTS (Brief announcements and reports on Councilmember activities, including reports from meetings attended at Town expense)

TOWN MANAGER REPORT

2. Update on the Ross Valley School District Plans for a new K-5 school at Deer Park site – *Town Manager*

CONSENT CALENDAR

3. Accept and File Monthly Finance Reports for December, 2009 – Finance
4. Authorize the Town Manager to sign a Consultant Services Agreement for Audit Services with Maze & Associates for the fiscal years 2008-2009; 2009-2010; 2010-2011 - Finance
5. Adoption of Proclamation honoring the League of Women Voters on the Occasion of their 90th Anniversary
6. Report on the status of the General Plan Update – Planning
7. Adoption of a Resolution of the Town Council of the Town of Fairfax Adopting the Fee Schedule Established by the Marin General Services Authority for Taxicab Regulations – Town Clerk
8. Adoption of a Resolution of Intention to Approve an Amendment to the Contract between the Board of Administration California Public Employees' Retirement System and the Town Council of the Town of Fairfax to Reflect the change to 2% at 55 retirement for Newly Hired Miscellaneous Members – Town Clerk
9. Adoption of 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 13, 2010 – Town Clerk
10. Adoption of a Resolution of the Town Council of the Town of Fairfax approving the job specifications for the Town Manager position - Town Manager
11. Adoption of a Resolution of the Town Council of the Town of Fairfax authorizing the issuance of the second private placement tax and revenue anticipation note (TRAN) for the 2009-10 fiscal year - Finance
12. Adoption of a Resolution forwarding model Green Building Ordinance to the Planning Commission for consideration per the Town Zoning Ordinance – Planning
13. Report on Parks and Recreation Commission support of a proposed batting cage at Central Ballfield – Town Manager
14. Adoption of a Resolution of the Town Council of the Town of Fairfax promoting expedited implementation and completion of scheduled flood control work in Corte Madera Creek ("Unit 4" in Kentfield and Ross) by the U.S. Army Corps of Engineers.- Weinsoff
15. Adoption of a Resolution of the Town Council of the Town of Fairfax Supporting AB 909 Imposing a Statewide Ban on Styrofoam Takeout Containers - Bragman

PUBLIC HEARINGS

16. Introduction and First Reading of Ordinance No. 749, an Ordinance of the Town Council of the Town of Fairfax, adopting by reference a revised Animal Control Ordinance fee schedule, Marin County Ordinance No. 3532 – Town Clerk

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17. Discussion of the status of the perchlorethylene (PCE) spill at the Fair Anselm retail center – Bragman
(Continued from 1-13-10)
18. Discussion of a deep green discount for entities providing security for the implementation financing of the Marin Clean Energy program – Tremaine (Continued from 1-13-10)
19. Discussion of Pilot Water Conservation Project - Hartwell-Herrero (Continued from 1-13-10)

20. Discussion of providing Flood Gate Plans for individual homeowners and local builders in Fairfax – Reed
(Continued from 1-13-10)
21. Introduction and First Reading of Ordinance No. 750, an Ordinance of the Town Council of the Town of Fairfax Amending the Contract Between the Town of Fairfax and the Board of Administration of the California Public Employees' Retirement System to Reflect the change to 2% at 55 retirement for Newly Hired Miscellaneous Members – Town Clerk
22. Annual Report from the Fairfax Festival Committee and Request for paid support for Festival – Richard Pedemonte
23. Discussion of Measure F and Measure I Oversight Committees – Bragman
24. Discussion and Consideration of an Ordinance Expanding Fairfax's Tobacco Control Ordinance to Include Certain Multi-Unit Apartment Buildings - Bragman

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 January 28, 2010.

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