

AGENDA  
REGULAR FAIRFAX TOWN COUNCIL MEETING  
Fairfax Women's Club, 46 Park Road

**Wednesday, March 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

**CALL TO ORDER** in Open Session

**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  
Two vacancies on the Open Space Committee for full four-year terms  
Vacancy on the Volunteer Board for a full three-year term  
Vacancy on the Parks and Recreation Commission for a full four-year term  
Chamber of Commerce Annual Brewfest on Saturday, March 13<sup>th</sup>, at the Pavilion, 1 – 5 p.m.

**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

**PRESENTATION**

1. Presentation on the traffic impact of the Sir Francis Drake Pipe Replacement Project in Ross and Traffic Impact – Marin Municipal Water District Kevin McKown

**COUNCIL REPORTS AND COMMENTS** (Brief announcements and reports on Councilmember assignments, committees and 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
3. Report on joint meeting of the Parks and Recreation Commission with San Anselmo

**CONSENT CALENDAR**

4. Approval of Town Council minutes of January 13 and February 3, 10 and 22, 2010– Town Clerk
5. Report on the status of the General Plan Update – Planning
6. Approval of Notice of Completion for Glen Drive Culvert Project – Public Works
7. Adoption of a Resolution of the Town Council of the Town of Fairfax Approving the Administrative Assistant II position and Establishing the Salary Range, and deleting the Administrative Assistant I position – Town Manager
8. Adoption of a Resolution of the Town Council of the Town of Fairfax Approving a Facility Use Policy for Special Events sponsored by the Parks and Recreation Commission – Town Manager
9. Approval of a budget amendment for \$8,000 to hire a part-time Accountant for the Finance Department – Town Manager
10. Report on the status of the perchlorethylene (PCE) spill at the Fair Anselm retail center – Bragman

**PUBLIC HEARINGS**

11. Adoption of a Resolution of the Town Council of the Town of Fairfax approving a Garbage and Recycling Service Rate Increase of 3.18% beginning May 1, 2010 – Town Manager

**REGULAR AGENDA**

12. Discussion/Consideration of Web-casting Town Council meetings – Public Works
13. Discussion/Consideration of a Memorandum of Understanding between the Marin Energy Authority and the Town of Fairfax regarding Loan Guarantee - Tremaine
14. Review and Discussion of draft electronic communications and telecommuting policies – Finance
15. Oral Report and Discussion of possible amendments to the Second Unit Amnesty Ordinance in response to the recent Fire Forum discussions – Bragman
16. Second Reading and Adoption 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
17. Second Reading and Adoption 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
18. Oral Report and Discussion of plans by PG&E and MMWD to install "smart meter" technology designed to utilize wireless technology, related health issues, potential water and energy savings – Reed
19. Oral Report and Discussion of widespread non-compliance with Town fence height ordinance, and possible solutions that both regulate deer ingress and preserve unimpeded visual quality above 4' in height – Reed

20. Oral Report and Discussion of applying for the "Google Fiber for Communities" program, and assignment of an individual to represent Fairfax in the application. This program is designed as a pilot program, and would result in connectivity speeds of up to 100 times the country average, at a comparable cost to what currently exists - Reed

### **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 February 25, 2010.

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