

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road
Wednesday, April 7, 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
Two vacancies on the Open Space Committee for full four-year terms
Vacancy on the Volunteer Board for a full three-year term
Earth Day Trail Marking Project, Fairfax Volunteers, Sunday, April 25th, 10 a.m. to 3 p.m.
"YES" Fest at White Hill School on Sunday, April 25th
Fairfax Documentary Film Festival, April 9, 10 and 11, Fairfax Theater

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) for appointment to the Parks and Recreation Commission for a full four-year term to March 31, 2014
2. Interview and appointment of candidate(s) for appointment to the Volunteer Board for a full three-year term to March 31, 2013

PRESENTATION

3. Update on the activities of the Marin Economic Forum– Robert Eyler

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

TOWN MANAGER REPORTS

4. Report on joint meeting of the Parks and Recreation Commission with San Anselmo
5. Report on Use of Manpower Temporary Employees through Federal Stimulus Funds

CONSENT CALENDAR

6. Approval of Financial Reports through February, 2010 - *Finance*
7. Approval of Town Council minutes of February 27, March 3, 10 and 20, 2010–*Town Clerk*
8. Report on the status of the General Plan Update–*Planning*
9. Authorize the Town Manager to sign a contract with Van Midde and Sons Concrete for the Fire Station Driveways – *Public Works*
10. 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*
11. Report on the status of the perchlorethylene (PCE) spill at the Fair Anselm retail center–*Bragman*
12. Proclamation declaring April as Fair Housing Month in Fairfax.– *Town Clerk*
13. Proclamation declaring April as Library Month in Fairfax– *Town Clerk*
14. Adoption of a Resolution of the Town Council of the Town of Fairfax re-naming Central Field “Contratti Field” in honor of Town Employee Rudy Contratti for his dedication to the maintenance of the field–*Town Clerk*
15. Consideration of a Memorandum of Understanding between the Marin County Farmers Market and the Town of Fairfax for the 2010 Fairfax Farmers Market–*Town Manager*
16. Adoption of a Resolution opposing Proposition 16: The California Constitutional Amendment Ballot Initiative entitled: New Two-Thirds Vote Requirement for Local Public Electricity Providers”–*Town Manager*
17. Adoption of a Resolution of the Town Council of the Town of Fairfax designating Commissioners and other persons performing voluntary services without pay as employees for the limited purpose of qualifying for workers’ compensation insurance coverage under California Labor Code section 3200, et seq., *Town Clerk*

REGULAR AGENDA

18. Discussion and Consideration of a Resolution adopting a telecommuting policy–*Finance*
19. Review and Discussion of East-West Bikeway Plan - *Planning*
20. Adoption of a Resolution authorizing budget adjustments for the fiscal year July 1, 2009 through June 30, 2010, providing for the appropriations and expenditures of all sums set forth in said budget and repealing all resolutions in conflict herewith - *Finance*
21. Discussion/Consideration of possible amendments to the Second Unit Amnesty Ordinance in response to the recent Fire Forum discussions–*Bragman*

22. Discussion/Consideration 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
23. Discussion/Consideration 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
24. Adoption of a Resolution authorizing the Mayor to execute an MOU with the Marin Energy Authority and a Guaranty and related instruments in connection with a working capital loan in exchange for certain annual payments from the MEA Tremaine
25. Adoption of a Resolution of the Town Council of the Town of Fairfax approving the Dark Green option for energy choice with Marin Energy Authority—Town Manager
26. Authorize the Mayor to sign a letter requesting the Town of Fairfax be considered for the honor of becoming a Cittaslow community – Hartwell-Herrero
27. Request for appointment of Alternate to the MCCMC JPA Oversight Committee of the Marin County Council of Mayors and Council Members—Weinsoff

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 April 2, 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