

AGENDA  
REGULAR FAIRFAX TOWN COUNCIL MEETING  
Fairfax Women's Club, 46 Park Road  
Wednesday, May 5, 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 LABOR NEGOTIATOR pursuant to Government Code Section 54957.6 Agency designated representative: Michael Rock, Town Manager; Employee Organizations: Police Officers Association and Management Employees

PUBLIC EMPLOYMENT pursuant to Government Code 54947 (Position Title: Police Chief)

**7:30 PM – PRESENTATION OF THE FLAG AND PLEDGE OF ALLEGIANCE led by Cub Scouts Pack 7**

**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
- Smoking Ordinance public meeting with apartment building owners and other interested parties on May 19<sup>th</sup> at Fairfax Library, 7 p.m.
- Special Town Council Workshop on the FY 2010/11 Budget, Saturday, June 5<sup>th</sup> from 9 a.m. to Noon
- Disaster Preparedness Fair and Open House, Saturday, May 15<sup>th</sup>, Noon to 3 p.m., Town Hall, Police Department and Fire Department

**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. Adoption and Presentation of a Resolution of the Town Council of the Town of Fairfax naming a connector street between Tamalpais and Scenic as "Shapiro Lane" in honor of the contributions made to the community by Helen and Carl Shapiro- Bragman/Weinsoff
2. Presentation on the status and activities of the Marin Economic Forum (a public-private partnership focused on Marin County development and economic issues) - Robert Eyler

3. Presentation by Adam Scow of Food and Water Watch regarding a pending ballot measure requiring a vote by Marin Municipal Water District ratepayers before district funds are used for the construction of a desalination plant – Bragman

**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**

#### **CONSENT CALENDAR**

4. Approval of Town Council minutes of April 7, 2010 – Town Clerk
5. Authorization for the Mayor to sign a letter to the California Public Utilities Commission requesting a moratorium be placed on the installation of SMART meters in the Town of Fairfax – Tremaine
6. Adoption of a Resolution of the Town Council of the Town of Fairfax approving the Eighth Annual Fairfax Car Show scheduled for September 12, 2010, and authorizing closure of the Parkade and a portion of Broadway – Town Clerk
7. Authorization for the Mayor to sign a letter opposing potential legislation that would undermine the local hotel tax (TOT) collection by local governments – Town Manager

#### **PUBLIC HEARINGS**

8. Introduction and First Reading of Ordinance No. 751, an Ordinance of the Town Council of the Town of Fairfax amending a second unit amnesty program to eliminate the requirement for fire suppression sprinklers for existing second units qualifying for legalization - Planning

#### **REGULAR AGENDA**

9. Discussion and Consideration of the Amended and Restated Joint Powers Agreement among the Town of Fairfax, Town of San Anselmo, and the Sleepy Hollow Fire Protection District for the Ross Valley Fire Department – Tremaine
10. Adoption of a Resolution of the Town Council of the Town of Fairfax adopting a telecommuting policy – Finance
11. Review and discussion of the Draft Safety Element and report on the status of the Fairfax General Plan – Planning
12. Approval of Open Space Committee request to purchase one tax default property, APN 00316107 for \$5,700- Bragman
13. Adoption of a Resolution of the Town Council of the Town of Fairfax Accepting the Fairfax to San Rafael Cross Marin Bikeway Study – Planning
14. Oral Report on the status of the perchlorethylene (PCE) spill at the Fair Anselm retail center – Bragman
15. Scheduling of a public forum on parking options for downtown Fairfax - Planning
16. Set a date for a special Council meeting to update the Town's Strategic Plan and Fiscal Sustainability Plan – Town Manager

#### **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 30, 2010.

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