

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

Wednesday, April 6, 2011, at 7:00 p.m.

Ribbon Cutting Ceremony at Peri Park Pedestrian Bridge, 6:30 PM

Preceded by a Special Meeting Closed Session at 5:30 p.m. at Town Hall, 142 Bolinas Rd.

5:30 PM – Call to Order and Adjourn to Closed Session on the following matter:

CONFERENCE WITH LABOR NEGOTIATOR pursuant to Government Code 54957.6 Agency designated representative Michael Rock, Town Manager; Employee Organizations: SEIU, POA, and Management employees

PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Govt. Code Section 54957 Title:
Town Manager

Re-convene in Open Session:

7:00 PM – CALL TO ORDER - 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.

The Town Council will review the agenda at **10:00 P.M.** to ascertain which items will be heard that evening and which, if any, will be continued to another meeting. Any matter not started by 11:30 P.M. will be continued to an adjourned or regular council meeting unless the Council votes to suspend this rule. Please turn all cellular phones off or place in silent mode.

ANNOUNCEMENTS

Open Space Committee (OSC) Fund Raiser on April 12th at Iron Springs Pub and Brewery, 10% of sales benefit OSC, 4:00 p.m. – 10:00 p.m., raffle and OSC items for sale

One Vacancy on the Youth Commission, 14 to 19 years old, Ross Valley resident

One Vacancy on the Parks and Recreation Commission for a full four-year term to May 31, 2015

PARC sponsored Spring Egg Hunt, Saturday, April 23rd, Bolinas Park, 10:00 a.m., children 8 and under

Fairfax song contest sponsored by the Volunteer Board, deadline April 26, 2011

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 applicant to serve on the Youth Commission – Town Clerk
2. Interview and appointment of applicant(s) to serve on the Parks and Recreation Commission for a full four-year term to April 30, 2015 – Town Clerk

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

3. Report on the recent storm damage and actions of Town staff

CONSENT CALENDAR

4. Approval of Town Council minutes of February 16, 2011 – Town Clerk
5. Approval of Financial Statements for February, 2011 - Finance
6. Approval of a Memorandum of Understanding for the Fairbuck Project – Reed
7. Adoption of Resolution No. 11-16, Establishing a General Plan Implementation Committee and Setting the Membership and Terms – Planning
8. Adoption of Resolution No. 11-17, A Resolution of the Town Council of the Town of Fairfax Authorizing Temporary Closure of Broadway from Pacheco to Bolinas Road to Allow a Car Show on Sunday, September 11, 2011 – Town Clerk
9. Adoption of Resolution No. 11-18, A Resolution of the Town Council of the Town of Fairfax Authorizing Temporary Closure of Certain Streets and Portions Thereof, and the Closure of the Pavilion Parking Lot to the Public, to Allow a Town Parade on June 11, 2011 and Town Festival, Including an Eco-Fest, on June 11 and 12, 2011 – Town Clerk
10. Approval of Proclamation declaring National Library Week in Fairfax, April 10 – 16, 2011 – Town Clerk
11. Approval of letter of support for Environmental Protection Agency upgrades, Clean Air Transport rule (CATR) and Hazardous Air Pollutants (HAP) to protect clean air standards – Tremaine
12. Adoption of Resolution No. 11-19, A Resolution of the Town Council of the Town of Fairfax in support of SB 810 (Leno), Single Payer Health Care – Bragman
13. Approval of a Memorandum of Understanding between the Marin Agricultural Institute (Marin Farmers Market) and the Town of Fairfax for the 2011 Fairfax Farmers Market – Town Manager
14. Status report on the Non Motorized Transportation Pilot Program projects – Town Manager
15. Approval of Town Council Support of Marin Telecommunications Agency Plans to Convert existing Comcast Franchise to State DIVCA Franchise – Bragman
16. Adoption of Resolution No. 11-20, a Resolution of the Town Council of the Town of Fairfax Supporting the California Air Resources Board's Leadership in Promoting Clean And Energy Efficient Motor Vehicles, Energy Independence, Zero Emission Technologies and Improved Quality of Life In California - Tremaine

PUBLIC HEARINGS

17. Adoption of Resolution No. 11-21, a Resolution of the Town Council of the Town of Fairfax approving a garbage and recycling service rate increase in the Town of Fairfax – Town Manager
18. Introduction and First Reading of Ordinance No. 759, an Ordinance of the Town Council of the Town of Fairfax regulating the location, number and operation of medical marijuana dispensaries in the Central Commercial (CC), Highway Commercial (CH), Limited Commercial (CL) and Commercial Recreation (CR) Districts of the Town – Planning

19. Introduction and First Reading of Ordinance No. 760, An Ordinance of the Town Council of the Town of Fairfax extending Interim Ordinance No. 753, an Interim Ordinance of the Town Council of the Town of Fairfax prohibiting the establishment of new medical marijuana dispensaries in any zoning district within the Town – Planning

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20. Discussion of the Smart Meter Moratorium in the Town of Fairfax - Bragman
21. Discussion/Consideration of appointing Mayor Bragman and Vice Mayor Hartwell-Herrero as designated representatives of the Town pursuant to Government Code 54957.6 for the purposes of labor negotiations
22. Discussion/Consideration of possible consolidation of the Planning Commission and the Design Review Board – Planning
23. Discussion/Consideration of directing the Mayor to sign a letter on behalf of the Town Council transmitting a set of recommendations to the County and other elected officials in Marin County regarding the Analysis on the Impediments to Fair Housing Choice – Hartwell-Herrero
24. Request for the Town Council to direct Staff to submit Applications to Transportation Authority of Marin for Metropolitan Transportation Authority Funding for Fairfax Projects - Bragman
25. Appointment of a Council representative to the Fire Operations 101 event on May 19, 2011 – Fire Chief

ADJOURNMENT to April 14, 2011 in memory of Marin County Board of Supervisor Charles McGlashan

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 March 31, 2011.

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