

AGENDA
Wednesday, September 5, 2012, at 7:00 p.m.
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road

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

6:30 PM – Call to Order and Adjourn to Closed Session on the following matter:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION pursuant to Government Code Section 54956.9 (b): one potential case.

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

Fairfax Food Pantry – Saturdays 9-11 at the Fairfax Community Church, 2398 Sir Francis Drake Blvd, volunteers needed

One Vacancy for the Open Space Committee to complete an unexpired term to June 30, 2014

Vacancy on the Fairfax Youth Commission for Ross Valley youth between 14 and 19 years of age

Vacancy for a Youth Commissioner to serve on the Parks and Recreation Commission for a 2-year term

Vacancy on the Volunteer Board for a full three-year term to September 30, 2015

FEMA Map Update – the planned public meeting will be held January 17, 2013, not in October

Town Picnic on Sunday, September 16, 2012, Noon to 5 p.m., Contratti Baseball Field, volunteers needed

TRASH TALK, Zero Waste Panel Discussion sponsored by Sustainable Fairfax, Thursday, September 20th, 6:45 p.m. to 9:00 p.m. at Fairfax Community Church, 2398 Sir Francis Drake

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

REPORTS AND PRESENTATIONS

1. Status report from General Plan Implementation Committee (GPIC) – Bruce Ackerman, GPIC Chair
2. Update on Bike Spine Project, overview of bicycle routes to school to be marked and anticipated schedule for implementation – Reed

INTERVIEW AND APPOINTMENT

3. Interview and appointment of candidate to the Volunteer Board for a full three-year term to September 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)

INTERIM TOWN MANAGER REPORTS

4. Discussion/Consideration of Proposal from CSW Engineering for approval of alternative plan of action for Pastori Pipe project - Interim Town Manager
5. **CONSENT CALENDAR**
6. Approval of Town Council minutes for the August 1 and 13, 2012 meetings - Town Clerk
7. Approval of Financial reports for June, 2012 – Finance
8. Adoption of Resolution No. 12-55, a Resolution of the Town Council of the Town of Fairfax making certain findings and determinations in compliance with Section XIIB of the California Constitution (Gann Initiative) and Setting the Appropriation Limit for Fiscal Year 2012/13 – Finance
9. Adoption of Resolution No. 12-56, a Resolution of the Town Council of the Town of Fairfax adopting the Police Department plan to Allocate Funds for the Community Oriented Policing Services (COPS) program – Chief of Police
10. Approval of the renewal of a contract with Carol Golsch for Town website maintenance for an amount not to exceed \$15,000 per year – Interim Town Manager
11. Approval of the renewal of contract with LAK, Planning Consultants for work on the implementation of the General Plan and other Planning related items – Planning Director
12. Approval of Notice of Completion for Streetlight Retrofit Project – Interim Town Manager
13. Adoption of Proclamation declaring September as “Prostrate Cancer Awareness Month” in Fairfax – Town Clerk
14. Adoption of Proclamation declaring September as “Get a Library Card Month” in Fairfax – Town Clerk
15. Adoption of Proclamation declaring Fairfax the month of October 2012 as “Walk and Bicycle to School Month and October 3, 2012, as “International Walk and Bicycle to School Day” – Town Clerk
16. Adoption of Resolution No. 12-57, a Resolution of the Town Council of the Town of Fairfax authorizing the release of Plans and Specifications: Pastori Avenue Sidewalk Improvement Project – Interim Town Manager

17. Adoption of Resolution No. 12-58, a Resolution of the Town Council of the Town of Fairfax authorizing the release of Plans and Specifications for the Sir Francis Drake Bike Lane Striping Project – Interim Town Manager
18. Adoption of Resolution No. 12-59, a Resolution of the Town Council of the Town of Fairfax Requesting the California State Legislature Enact a “California Homeless Bill of Rights.” Weinsoff/Hartwell-Herrero
19. Accept report on the re-location of the Town of Fairfax entryway sign on Sir Francis Drake near Good Earth – Interim Town Manager
20. Adoption of Resolution No. 12-61, a Resolution of the Town Council of the Town of Fairfax urging a shutdown of San Onofre Nuclear Power Plant and Diversion of ratepayer funds towards secure renewable energy sources – Bragman
21. Adoption of Resolution No. 12-62, a Resolution of the Town Council of the Town of Fairfax authorizing the Mayor to execute an Agreement with the Marin County Flood Control and Water Conservation District to share creek maintenance responsibilities for specific creek reaches within the Town of Fairfax – Weinsoff

PUBLIC HEARING

22. 150 Bolinas Road, Appeal of Planning Commission approval of a Use Permit Modification to allow 7-11 to remain open 24 hours a day; Assessor’s Parcel No. 002-101-13; Central Commercial CC Zone District; Richard Mathews Trust, owner; Rajiv Uppal, business owner; Misty Moreno, appellant (continued from July 11, 2012) - Planning

REGULAR AGENDA

23. Request by the Open Space Committee for authorization to negotiate for the purchase of property on Upper Ridgeway – Planning/Open Space Committee
24. Adoption of Resolution No. 12-60, a Resolution of the Town Council of the Town of Fairfax accepting the donation of property on Upper Scenic Road, Assessor’s Parcel No. 001-22-04, as recommended by the Open Space Committee – Planning/Open Space Committee
25. Discussion/Consideration of Recruitment for Town Manager and desirable qualifications for the position – Transition Committee
26. Discussion/Consideration of the Draft Vegetation Management Plan for the Marin Municipal Water District - Bragman

ADJOURNMENT in honor of Bill Parker and Michael Kenyon to September 10, 2012 at 5:00 p.m.

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 August 31, 2012.

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