



# TOWN OF FAIRFAX

142 BOLINAS ROAD, FAIRFAX, CALIFORNIA 94930  
(415) 453-1584 / FAX (415) 453-1618

## AGENDA REGULAR FAIRFAX TOWN COUNCIL MEETING Fairfax Women's Club, 46 Park Road Wednesday, November 6, 2013, at 7:00 p.m.

**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 off all cellular phones or place in silent mode.

### INTERVIEWS AND APPOINTMENTS

1. Interview and Appointment of 3 Candidates to serve on the Parks and Recreation Committee – Town Clerk
2. Interview and Appointment of Candidate to serve on the Fairfax Open Space Committee – Town Clerk

### ANNOUNCEMENTS

One Vacancy on the Open Space Committee: one full four-year term

Three vacancies on the Parks and Recreation Committee: two full terms and one term to expire 3/14/14

One vacancy on the Affordable Housing Committee

Fairfax Food Pantry, Saturdays 9-11 at the Fairfax Community Church, 2398 SFD Blvd.- volunteers needed

Art exhibit of Artist in Residence Matt Tasley Friday, Nov. 8 from 6-10 p.m., and Saturday, Nov. 9 noon-10 p.m. at the Pavilion in the Loft (upstairs)

**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.

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

## **TOWN MANAGER'S REPORT**

### **CONSENT CALENDAR**

3. Approval of the Notice of Completion for the Bike Spine Project – Town Manager
4. Approval of the Notice of Completion for the Sir Francis Drake Bike Lane Striping Project – Town Manager
5. Approval of agreement with Marin County for proceeds from Marin Parks, Open Space, and Farmland Preservation Transactions and Use Tax Ordinances (Measure A) – Town Manager
6. Adoption of Resolution 13-53 requesting a change to the Funding Agreement 2008-2009 with the Transportation Authority of Marin to substitute the repaving of Scenic Road for Tamalpais Road – Town Manager
7. Approval of Town Council minutes for the October 2, 2013 regular and special meetings, and the October 22, 2013 special meeting – Town Clerk
8. Acceptance of July, August, and September Financial reports – Finance Director
9. Adoption of Resolution 13-54 adopting a policy for the Town Manager to establish furlough days for Town Hall employees between the regular holidays of December 24th and January 1st – Town Manager
10. Adoption of Resolution 13-55 Directing Staff to Develop Requirements for Posting Noticing Signs for Projects Proposed in the Town's Commercial Zones – Town Manager
11. Adoption of Resolution 13-56 to apply to the Bay Area Air Quality Management District for a grant to fund bike racks – Town Manager
12. Adoption of Resolution 13-57 in support of urgent international rescue of Fukushima Daiichi nuclear facility – Mayor Reed and Councilmember Bragman
13. Authorization to become a signatory to MOMAS Draft Comments regarding the Marin County Department of Agriculture's 10-Year Invasive Weed Management Plan – Councilmember Bragman

### **REPORTS AND PRESENTATIONS**

14. Farmers Market Report – Kelly Smith, Agricultural Community Events
15. Roots to Branches youth activities – Zach Laurie

### **PUBLIC HEARINGS**

16. Appeal of Planning Commission denial of a Setback Variance, application 13-23, 130 Wood Lane, to legalize an unpermitted carport within the required 5-foot setback – Planning Director
17. Discussion/consideration of the 76 Spruce Road regarding compliance with Town Code and site maintenance issues – Building Official
18. Introduction and First Reading By Title Only of Ordinance No. **773** to Adopt the 2013 California Building Standards Code, California Code of Regulations, Title 24, Parts 1, 2, 2.5, 3, 4, 5, 6, 8, 10, 11 and 12, Which Consists of the California Administrative, Building, Residential, Electrical, Mechanical, Plumbing, Energy, Historical Building, Existing Building, Green Building Standards, and Referenced Standards Codes, And Adopting the 2012 Edition of the International Property Maintenance Code– Building Official
19. Introduction and First Reading By Title Only of Ordinance No. **774** to Adopt The 2013 California Fire Code, Portions of the 2012 International Fire Code, and Appendix A of the 2012 International Wildland-Urban Interface Code– Fire Chief

20. Adoption of Resolution 13-58 Approving a new garbage and recycling service rate for front load compactor fees in the Town of Fairfax – Town Manager
21. Traffic Impact Permit for 2001 Sir Francis Drake Blvd. for a combination Chevron Gas Station/Express Mile convenience store – continued to December 4<sup>th</sup> meeting per Applicant's request

### **REGULAR AGENDA**

22. Approval of the Notice of Completion for the Pastori Bank Stabilization Project – Town Manager
23. Discussion/Consideration of regulations regarding roosters within the Town limits - Planning Director
24. Discussion/consideration of the status of the clean-up of the property at 159 Willow – Building Official
25. Discussion/consideration of disposition of Town surplus personal property – Town Manager
26. Approval of Town Council Meeting schedule for calendar year 2014 – Town Clerk
27. Second Reading by title only and Adoption of Ordinance No. **770**, An Ordinance of the Town Council of the Town of Fairfax Amending Sections 8.20.060(C)(1) and (2), 8.20.070(D) and 8.20.120(A)(2) and (B) of the Town Code of the Town of Fairfax Relating to the Control of Noise and Noise-Generating Equipment, Permitted Hours of Operation, Including an Exception Application Process and Lifting Limitations During Declared States of Emergency – Planning Director
28. Second Reading by title only and Adoption of Ordinance No. **772** Amending the Municipal Code by Adding Section 8.08.130 (Establish Mandatory Commercial Recycling Within the Town of Fairfax) – Town Manager

### **ADJOURNMENT**

If any of the matters described above is 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, Michele Gardner, 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 November 1, 2013.

  
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**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 like to receive Town Council agendas via email, please provide your email address to the Deputy Town Clerk at [mgardner@townoffairfax.org](mailto:mgardner@townoffairfax.org)**