

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

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

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

CONFERENCE WITH LEGAL COUNSEL pursuant to Government Code 54956.9(a) PENDING LITIGATION, Court of Appeal, State of California No. A131225; Marin Superior Court No. CV 086177; Town of Fairfax v John and Marlia Berg

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION pursuant to Government Code Section 54956.9 (c): two potential cases

Re-convene in Open Session:

**7:00 PM – CALL TO ORDER - PLEDGE OF ALLEGIANCE**

**RECEPTION FOR NEW TOWN MANAGER, GARRETT TOY**

**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 on the Volunteer Board for a full three-year term to November 30, 2015

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

“Backyard Beekeeping” workshop sponsored by the Volunteers for Fairfax and Sustainable Fairfax on

Saturday, March 1<sup>st</sup>, 10:00 a.m. to 2:00 p.m.

“Symphony of the Soil” a film by Deborah Koons Garcia, Friday, February 22<sup>nd</sup>, 7 p.m., Women's Club

Planning Commission vacancy effective February 28, 2012 for a full four-year term

## **REPORTS AND PRESENTATIONS**

1. Report by Mayor Reed explaining the unauthorized flyer recently distributed with erroneous information about a Downtown Center Plan that was not adopted
2. Zero Waste Committee report on accomplishments and goals – Chelsea Donovan
3. Annual Report from the Volunteer Board – Holly Bragman, Volunteer Board Chair
4. Annual Town Treasurer's Report – Barbara Petty
5. Video Presentation and Adoption of Resolution No. 13-5, A Resolution of the Town Council of Fairfax In Opposition to the Construction of the Proposed Keystone XI Tar Sands Pipeline – Bragman/Reed

**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**

6. Interview and appointment of candidates to serve on the Open Space Committee for full four-year terms (2 openings) – Town Clerk

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

## **CONSENT CALENDAR**

7. Approval of Town Council minutes for the January 10, 2013 meeting - Town Clerk
8. Approval of Financial Statements and Disbursement Registers for November, 2012 – Finance
9. Adoption of Resolution No. 13-6, a Resolution of the Town Council of the Town of Fairfax Authorizing the Filing of an Application for Funding Assigned to the Metropolitan Transportation Commission (MTC) and Committing any Necessary Matching Funds and Stating the Assurance to Complete the Project – Planning
10. Authorization for the Town Manager to sign a contract extension for Audit Services with Maze and Associates for fiscal years 2011/12, 2012/13 and 2013/14 - Finance
11. Authorization for the Mayor to sign a letter to Governor Brown in support of continued funding for Safe Routes to School in the California budget – Reed
12. Approval of the waiver of fees for the use of the Women's Club for a series of films on the environment requested by Fairfax Tomorrow on February 22nd, March 22nd, April 26<sup>th</sup> and May 24<sup>th</sup> – Town Clerk

## **REGULAR AGENDA**

13. Discussion/Consideration of a request from a citizen for the Town Council to consider the adoption of a Light Pollution Ordinance – Weinsoff/Planning

14. Request from the Zero Waste Committee and Sustainable Fairfax for funding for the purchase of recycling bins for Town buildings – Zero Waste Committee
15. Request from Sustainable Fairfax for funding to complete their contract with the Town – Zero Waste Committee

### **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 February 1, 2013.

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