



# 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, July 2, 2014, at 7:00 p.m.

Preceded by a Special Meeting in Closed Session at 6:00 p.m. at Town Hall, 142 Bolinas Road

### 6:00 PM – Call to order and adjourn to closed session on the following matters:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Government Code section 54956.9(d)(2) and (e)(1): two cases

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Government Code §54956.9(d)(1)  
*Egger, et al. v. Gardner*, Marin Superior Court No. CV1401704

Reconvene in Open Session at the Women's Club, 46 Park Road:

### 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.

### ANNOUNCEMENTS

Community Forum on the Fairfax General Plan, Saturday, July 12, from 1- 3 pm, Women's Club  
Fairfax Food Pantry, Saturdays 9-1, Fairfax Community Church, 2398 Sir Francis Drake Blvd, volunteers needed

One vacancy on the Affordable Housing Committee (applications at Town Hall and on Town website)

One vacancy on PARC (applications at Town Hall and on Town website)

Fairfax Farmers Market every Wednesday, Bolinas Park, 4 – 8 pm

**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.

### **CONSENT CALENDAR**

1. Adoption of a resolution supporting and endorsing a proposed County of Marin parcel tax as the funding mechanism for the second generation Marin Emergency Radio Authority public safety communications system – Town Manager
2. Adoption of a Resolution of the Town Council of the Town of Fairfax Authorizing the Filing of an Application for Funding Assigned to MTC and Committing any Necessary Matching Funds and Stating the Assurance to Complete the Project – Town Manager
3. Certification of the Petition for a Referendum against Ordinance No. 778 – Town Clerk
4. Status update on the Community Forum regarding possible General Plan and Housing Element amendments – Town Manager

**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**

#### **REGULAR AGENDA**

5. Discuss/consider the repeal of Ordinance No. 778 (by adoption of Ordinance No. 780) or placement on the November 2014 ballot the repeal of Ordinance No. 778 which, among other things, rezoned properties from CH (Highway Commercial) to CC (Central Commercial), added new PDD (Planned Development District) zoned properties, and rezoned properties PD (Public Domain) – Town Manager

#### **PUBLIC HEARINGS**

6. Consideration of Ordinance No. 780 repealing Ordinance No. 778, a zoning ordinance that amended Town Code Chapters 5.52, 17.012, 17.020, 17.092, 17.096, and 17.104, and added Chapter 17.130, rezoned all parcels then-zoned Highway Commercial (CH) to Central Commercial (CC) Zone, rezoned APN 002-112-13 and 001-104-012 from Limited Commercial (CL) to Planned Development District (PDD); rezoned APN's 174-070-17 and 174-070-50 from UR-7 to PDD, added a Public Domain (PD) Zone, rezoned selected parcels to Public Domain (PD), provided for the supremacy of the Zoning Map over the text in event of discrepancy, corrected typographical errors, and updated the Town Zoning Map to reflect these zoning changes, in its entirety – Town Manager
7. Consider FY14-15 Proposed Operating and Capital Improvement Budget – Finance Director

#### **REGULAR AGENDA**

8. Discuss/consider the extension of the Special Municipal Services Tax and direct staff as appropriate – Town Manager
9. Discuss/consider a Fairfax rent control ordinance – Vice Mayor Bragman

### **ADJOURNMENT**

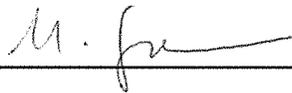
If any of the matters described above is challenged in court, you may be limited to raising only those issues you or someone else raised at any public hearing described on this agenda, or in written correspondence delivered at, or prior to, this Council meeting. If you need an accommodation to attend 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.

Meetings may be broadcast, recorded and uploaded to the Town's website.

I, Michele Gardner, Deputy 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 June 27, 2014.



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