



TOWN OF FAIRFAX

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

AGENDA

SPECIAL FAIRFAX TOWN COUNCIL MEETING

Fairfax Women's Club, 46 Park Road

7:00 p.m. on Wednesday, July 16, 2014

5:30 p.m. Closed Session at Town Hall, 142 Bolinas Road

6:30 p.m. Interviews for Committee Vacancy at the Women's Club

5:30 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): one case

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code §54956.9(d)(1)

Egger, et al. v. Gardner, Marin Superior Court No. CV1401704

6:30 PM – Reconvene in Open Session at the Women's Club, 46 Park Road

Interview and appointment of applicants for Affordable Housing Committee vacancy

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 remaining items will be heard this 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

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 (optional). Individuals have 3 minutes to speak, 5 minutes if representing a group. This is the time set aside for addressing the Council on matters

not listed on the agenda. State law (Government Code Section 54954.2) provides that the 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 adopting the Town of Fairfax Operating and Capital Improvement Budgets for Fiscal Year July 1, 2014 through June 30, 2015 and Providing for the Appropriation of Expenditures in Said Budgets and Repealing All Resolutions in Conflict Therewith – Finance Director
2. Adoption of Resolution 14-__ Making Certain Findings and Determinations in Compliance with Section XIII B of the California Constitution (Gann Initiative) and Setting the Appropriation Limit for Fiscal Year 2013-2014 – Finance Director
3. Approve minutes for the May 7 and June 4, 2014 Town Council meetings – Town Clerk
4. Accept Financial Statement and Disbursement Reports May 2014 – Finance Director
5. Adoption of a resolution authorizing Fairfax Town Manager to execute Agreement Modifying Memorandum of Understanding Between the Town and Fairfax Police Officers Association – Town Manager
6. Approve Town sponsorship of Streets for People event in August 2014 – Councilmember Goddard
7. Waive application fee of \$813 for Agricultural Community Events Farmers Markets to apply for a use permit to extend the Fairfax Farmers' Market from October to December at St. Rita's church – 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

8. Discuss/consider report on the Community Forum regarding the General Plan and Housing Element held on Saturday, July 12th from 1:00pm to 3:00pm in the Women's Club – Town Manager
9. Consideration of response to receipt of certified referendum petition regarding Ordinance No. 778 and determine next steps, which may include either introduction 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; or placement of Ordinance No. 778 on the November 2014 ballot for voter consideration – Town Manager
10. Adopt a resolution calling for a special municipal election to be held on November 4, 2014 for the purpose of submitting to voters a measure authorizing the continuation of a special tax for police and fire services staffing, public works safety improvements, match funding for state and federal public works grants, and youth and senior programs; requesting Marin County to consolidate with the general election conducted on that date; and requesting election services of the County; and designate Councilmembers to author ballot arguments and rebuttals, if needed, and find signators for said arguments and rebuttals - Town Manager

11. Discussion/consideration of preparing an interim urgency zoning ordinance prohibiting approvals of formula based businesses within the Highway Commercial (CH) zoning district pending the adoption of permanent zoning regulations – Town Manager
12. Discuss/consider residents' petition regarding the noise ordinance – Town Manager
13. Discuss/consider a requirement for all stores, shops, eating places, food, and retail food vendors to charge a mandatory charge for paper bags provided at check out – Town Manager, Councilmember Goddard
14. Discuss/consider revisions to sign ordinance regarding non-commercial signs – Councilmember Coler, Town Manager
15. Discuss/consider a Fairfax Rent Control Ordinance – Vice Mayor Bragman

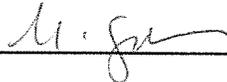
ADJOURNMENT

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 July 11, 2014.



If you would like to receive Town Council agendas via email, please send your email address to mgardner@townoffairfax.org .