



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, August 5, 2015, 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 LABOR NEGOTIATOR pursuant to Government Code Section 54957.6 Agency designated representative: Garrett Toy, Town Manager; Michael Vivrette, Finance Director; Employee Organizations: SEIU Local 949 Miscellaneous Unit, Police Officers Association and Unrepresented Management Employees

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code §54956.9(d)(1)

Miller v. Town of Fairfax, et al., Marin Superior Court No. CIV1502245

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Government Code section 54956.9(d)(2) and (e)(2): one case

Reconvene in Women's Club

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. Please turn off all cellular phones or place in silent mode.

The Town Council will review the agenda at 10:00 P.M. to ascertain which items which items, 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.

OATH OF OFFICE

1. Introduction and swearing in of Police Officer Nelson Rivas, Jr. – Chief Morin, Town Clerk
2. Introduction of Police Cadet Rashad Ali – Chief Morin

ANNOUNCEMENTS

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

Vacancies on Boards and Commissions: one on **Open Space** Committee; one on **Volunteer Board**. Two on **Tree Committee**. Applications are available at Town Hall and on Town website.

Chipper Day, Jolly Hill neighborhood, Saturday, August 15, Pavilion Parking lot, 9am to 3pm.
Chipper Day, Deer Park neighborhood, Saturday, September 26, 9 am to 3 pm, location to be determined.
Streets for People, Sunday, August 30, 10 am to 4 pm, on Bolinas Road,

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

3. Accept Financial Statement and Disbursement Reports June 2015 – Finance Director
4. Approval of minutes for the July 15, 2015 Town Council meetings – Town Clerk
5. Adoption of a Resolution setting the Living Wage pursuant to the annual review requirements of section 8.56.020 of the Town Code – Town Clerk
6. Adopt a Resolution approving a Memorandum of Understanding (MOU) with the Fairfax Police Officer's Association (POA) for the period July 1, 2015 through June 30, 2018– Town Manager
7. Resolution approving a Memorandum of Understanding (MOU) with SEIU Local 1021 (Fairfax non-management employees) for the period July 1, 2015 through June 30, 2018 – Town Manager
8. Adopt a Resolution establishing wages and benefits for management, confidential, and part-time employees for the period of July 1, 2015 through June 30, 2018 – Town Manager
9. Adoption of a Resolution in Support of the Marin County Safe Drug Disposal Ordinance Requiring any Producer of Prescription and Over-the-Counter Drugs Offered for Sale in Marin County to Participate in an Approved Drug Stewardship Program for Collection and Disposal of Home-Generated Medications – Vice Mayor Goddard
10. Adoption of a Resolution adopting the Town of Fairfax Operating and Capital Improvement Budgets for Fiscal Year July 1, 2015 through June 30, 2016 – Finance Director, Town Manager
11. Adoption of a Resolution 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 2015-2016 – Finance Director
12. Adopt five resolutions allowing property owners in Fairfax to participate in the California HERO, Ygrene, Figtree, and CSCDA's Open Market Property Assessed Clean Energy (PACE) financing programs to increase the funding opportunities available to residents and businesses in Town – Town Manager
13. Authorize the Mayor to send a letter to Fairfax Lumber requesting the store stop selling neonicotinoids and glyphosate – Town Manager
14. Adoption of a Resolution Urging the State to Provide New Funding for State and Local Transportation Infrastructure – Town Manager
15. Approve contribution of \$5,000 from the Open Space fund to the Marin Open Space Trust for the restoration of Sky Ranch – Town Manager
16. Acceptance of Marin Sanitary Services Second Quarterly Report (April-June 2015) – Town Clerk

17. Adoption of a Resolution in support of SB 350, which seeks to increase the use of clean energy and reduce pollution – Mayor Coler
18. Approval of the 2015-2017 Marin Operational Area Memorandum of Understanding for County Emergency Management Services – Town Manager
19. Authorize the Mayor to send a letter to the Bay Area Air Quality Management District (BAAQMD) to request \$6,000 to fund an incentive program to encourage 100 Fairfax households to participate in the Marin Clean Energy (MCE) Deep Green program – Mayor Coler
20. Adoption of a Resolution in Support of Closure of Diablo Canyon Nuclear Power Plant – Councilmember Lacques

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

PUBLIC HEARINGS

21. Introduction and First Reading by Title Only of an Ordinance to Streamline Review and Approval of Small Residential Rooftop Solar Energy Systems, as Required by AB 2188– Planning Director

REGULAR AGENDA

22. Discuss/consider resident complaint regarding truck noise at Good Earth – Town Manager
23. Discuss/Consider response to Grand Jury Report: the Need for Labor Negotiation Transparency – Town Clerk
24. Introduction and First Reading by Title Only an Ordinance Adding a New Chapter 10.26 ('Bicycles') to Title 10 ('Vehicles and Traffic') of the Fairfax Town Code, and Amending Section 1.08.020 to Include Reference to New Chapter 10.26 to prohibit bicycles on sidewalks in the downtown area – 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 the Town Clerk prior to the meeting: (415) 458-2343 or mgardner@townoffairfax.org.

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, 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 31, 2015.

To receive Town Council agendas by email, please email your request to mgardner@townoffairfax.org