



# Town of Fairfax Town Council Regular Meeting

Wednesday, July 17, 2024 | 6:30 p.m.  
Fairfax Women's Club, 46 Park Road, Fairfax CA  
and [Zoom Webinar ID 831 0518 0735](#)

Preceded by a Special Meeting to Conduct Interviews  
and Consider Appointments at 6:10 p.m.

Preceded by a Special Meeting in Closed Session  
Fairfax Community Center at 5:30 p.m.

## Agenda

### PUBLIC PARTICIPATION NOTICE

This meeting will be held in person and virtually on Zoom. It will also be broadcast on Channels 27 and 99 and livestreamed on <https://www.townoffairfax.org/watch-live-2/> and <https://www.cmcm.tv/27>.

#### In-person and remote participation:

- Women's Club at 46 Park Road, Fairfax
- Join the Zoom webinar <https://us02web.zoom.us/j/83105180735>
- Dial in to Zoom's telephone number +1(669) 900-9128 or +1(346) 248-7799 and press \*9 to provide verbal public comment.

#### Public Comment:

- Email written comments to the [Town Council](#) before 3:00 p.m. to be posted online. Emails received after the cutoff time will be posted online and made part of the record the next business day.
- You may also provide comments in-person and over Zoom during the meeting. For Zoom, use the 'raise hand' feature to provide verbal public comment.
- Speakers are limited to two (2) minutes.

### **Closed Session at 5:30 p.m.**

Fairfax Community Center, 16 Park Road

**5:30 PM** – CALL TO ORDER – ROLL CALL – Councilmember Cutrano will participate via teleconference from 20473 Mazama Place, Bend, Oregon 97702

APPROVAL OF AGENDA – PUBLIC COMMENT

ADJOURN TO CLOSED SESSION ON THE FOLLOWING MATTERS:

1. CONFERENCE WITH LABOR NEGOTIATORS  
Govt Code Section 54957.6  
Employee Organization: Fairfax Police Officers Association, Service Employees Union International ('SEIU') Local 1021; Unrepresented Employee Units  
Agency Representatives: Town Manager, Town Finance Director, Town Attorney

Reconvene in open session.

**Special Meeting to Conduct Interviews and Consider Appointments at 6:10 p.m.**

In person meeting at the Fairfax Women's Club

1. Interview and Consider Appointment for Planning Commission Applicant Daniele Petrone – Deputy Town Clerk Christine Foster

**Regular Meeting at 6:30 p.m.**

Hybrid meeting at the Fairfax Women's Club and via [Zoom](#)

**6:30 PM – CALL TO ORDER – PLEDGE OF ALLEGIANCE**

ROLL CALL – Councilmember Cutrano will participate via teleconference from 20473 Mazama Place, Bend, Oregon 97702

**APPROVAL OF AGENDA**

**LAND ACKNOWLEDGEMENT**

The Fairfax Town Council acknowledges that we are located on the un-ceded ancestral lands of the Coast Miwok people of present-day Marin County. We honor with gratitude the land itself, and all of its ancestors: past, present, and emerging.

**MEETING PROTOCOL**

The Mayor shall maintain order at the 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 them in silent mode.

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

**PRESENTATIONS**

1. Receive Presentation and Update on Bridges Projects – Public Works Director Loren Umbertis

**OPEN TIME FOR PUBLIC EXPRESSION (Up to 30 minutes)**

This is the time to address the Council on matters not on the agenda. All comments are limited to two (2) minutes. The Council is not permitted to take action and state law strictly limits the right of the Council to discuss any unagendized item. (Gov. Code §54954.2). If there are still raised hands after 30 minutes, Open Time will be continued to the end of the agenda.

**REGULAR AGENDA**

2. Authorize Town Manager to Award Contract to Miller Pacific Engineering Group for Design and Administration Services for Tamalpais/Berry Retaining Wall, Not to Exceed \$182,000; Authorize Town Manager to Solicit Bids for Construction and Authorize Town Manager to Award Contract for Construction to not exceed \$400,000 – Public Works Director Loren Umbertis
3. Receive Proposed Five-Year Streets and Roads Improvement Plan Assuming Fairfax Voter Approved Bond Measure of Estimated \$18 million – Public Works Director Loren Umbertis

4. Adopt the Resolution of Necessity and Waive First Reading and Read by Title Only Ordinance No. 890 Ordering the Submission of a Measure Incurring Bonded Indebtedness to the Voters at the November 2024 General Municipal Election – Town Manager Heather Abrams and Town Attorney Janet Coleson
5. Consider and Approve Agreements for Town Attorney Services – Town Manager Heather Abrams
6. Consider Adopting a Resolution Establishing a Pilot Program for Short-Term Special Events on Private Property – Planning and Building Services Director Jeffrey Beiswenger

**CONSENT CALENDAR** (10 minutes approximately)

*The Council may approve the entire consent calendar with one action (vote). In the alternative, items on the Consent Calendar may be removed by any Town Council or staff member for separate discussion and vote. Public comment for items on the Consent Calendar happens once, rather than after each individual item. During the public comment period on Consent items, speakers may comment on any items from this section of the agenda. Each speaker will have up to two minutes and may only speak once.*

7. Receive Financial Statement and Disbursement Reports for May 2024 – Finance Director, Michael Vivrette
8. Approve minutes for the December 6, 2023, and May 8, 2024, Town Council meetings – Deputy Town Clerk, Christine Foster
9. Receive written report on Councilmembers' assignments, committees, and activities in June 2024 – Deputy Town Clerk Christine Foster
10. Notice of Amendments to the Memorandum of Understanding (MOU) with the Service Employees International Union, Local 1021 (SEIU) for the Period July 1, 2024, through June 30, 2026 – Town Manager Heather Abrams
11. Notice of Amendments to the Memorandum of Understanding (MOU) with the Fairfax Police Officer's Association (FPOA) for the Period July 1, 2024, through June 30, 2027 – Town Manager Heather Abrams
12. 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 2024-25 – Finance Director Michael Vivrette
13. Approve Responses to the 2023-2024 Marin County Civil Grand Jury Report entitled "Cyber Preparedness: Are We There Yet?" – Deputy Town Clerk Christine Foster
14. Approve Responses to the 2023-2024 Marin County Civil Grand Jury Report entitled "With Power Comes Responsibility - Youths Under Age 16 Operating Class 2 E-Bikes: A Safety Risk" – Police Chief Rico Tabaranza
15. Adopt a Resolution Authorizing the Town Manager to Purchase and Outfit Two Police Department Patrol Vehicles (HYBRID) for an amount not to exceed \$170,000 – Police Chief Rico Tabaranza

16. Receive Pacific Gas & Electric Company Report on Outage Data, Reliability Statistics, and Improvement Measures for the Town of Fairfax – Town Manager Heather Abrams and Deputy Town Clerk Christine Foster
17. Receive Update on Red Curb Painting within Town of Fairfax per AB 413 – Director of Public Works Loren Umbertis
18. Authorize the Mayor to Send a Letter of Support for Marin Transit’s Applications for Regional Measure 3 (RM3) North Bay Transit Access Improvements Grants – Town Manager Heather Abrams
19. Adopt Disability Pride Month Proclamation – Mayor Coler and Councilmember Cutrano

**COUNCIL REPORTS AND COMMENTS**

(Brief announcements and reports on Councilmember assignments, committees, and activities, including reports from meetings attended at Town expense.)

**FUTURE AGENDA ITEMS**

**TOWN MANAGER’S REPORT**

**ADJOURNMENT**

*In memory of Eric Pop, Clifford Pedroni, Ray Manley Jr., Martin (Marty) Kornfeld, and Doug Martin*

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 Deputy Town Clerk prior to the meeting: (415) 453-1584 or [townclerk@townoffairfax.org](mailto:townclerk@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 [www.townoffairfax.org](http://www.townoffairfax.org).

Meetings are broadcast, recorded, and uploaded to the Town’s website.

This meeting notice was posted in accordance with Government Code section 54954.2(a)(1) on or before July 12, 2024.