

Draft Fairfax Town Council Minutes
Special Town Council Meeting
Fairfax Women's Club
Wednesday, December 12, 2016

The regular meeting was preceded by a Closed Session from 6:15 p.m. to 7:00 p.m.

Public Employee Performance Evaluation pursuant to Government Code Section 54957(b)(1): Title: Town Manager

The Council reconvened at 7:00 p.m. in a Special Meeting.

Call to Order/Roll Call:

COUNCILMEMBERS PRESENT: Barbara Coler
Renee Goddard
Peter Lacques
John Reed
David Weinsoff

STAFF MEMBERS PRESENT: Garrett Toy, Town Manager
Michele Gardner, Town Clerk
Janet Coleson, Town Attorney

Approval of Agenda and Affidavit of Posting

Town Manager Toy recommended continuing agenda item #5 to the next Council meeting.

M/S, Weinsoff/Coler, Motion to approve the agenda and Affidavit of Posting with the continuation of agenda item #5 to the January 18, 2017 meeting.

AYES: Coler, Goddard, Lacques, Weinsoff, Mayor Reed

Consent

1. Approval of an agreement with Coastland Engineering for services to design Tamalpais Road and Mountain View Road in an amount not to exceed \$24,100- Town Manager
2. Approval of minutes for the October 5, 2016 Town Council meeting- Town Clerk
3. Report on amendments to Town Code Chapter 8.44 ('Clean Indoor and Outdoor Air and Health Protection- Smoking Regulations')- Town Manager

Mayor Reed had a question about Consent Calendar item #1.

Ms. Diane Hoffman referred to item #3 and requested a "No Smoking" sign at the mosaic bench on Bolinas Road.

M/S, Weinsoff/Lacques, Motion to approve the Consent Calendar.

AYES: Coler, Goddard, Lacques, Weinsoff, Mayor Reed

Announcement of Closed Session Action

Mayor Reed announced there was nothing to report.

Regular Agenda

4. Receive Report on the Town Center Workshop #2 and discuss/consider next steps- Town Manager, Planning Consultant

Town Manager Toy presented the staff report.

Mr. Matt Taecker, consultant, gave a PowerPoint presentation and answered questions from the Council.

Ms. Linn Walsh, Dominga Avenue, stated she supported the traffic calming measures for the neighborhood streets. She asked the Council to hold off on the Elsie Lane/Bank Street/Sir Francis Drake Boulevard connection until a traffic study was performed. She suggested forming a citizen's advisory group to study all the issues.

Ms. Diane Hoffman stated she loves the Town the way it is, and they should just fix what is broken. She did not think the Council understood how the majority of Fairfax residents felt.

Ms. True Heights, Scenic Road, asked why there were never any cars parked at the Bicycle Museum. She liked the idea of bigger sidewalks.

Mr. Mark Bell, Dominga Avenue, stated there were seven parking places on the east side of Bolinas Road. He supported the idea of widening the sidewalks along Bolinas Road and traffic calming measure on Dominga Avenue including speed "humps".

Mr. Brett Kelly, Tamalpais Drive, stated supported the Council creating a solidified vision for the center of Town. The Parkade is the physical center of Town and is very important.

Mr. Jay Cimo, 10 School Street Plaza, stated there should be a bicycle obstacle course on all the sidewalks. He objects to making things pretty to attract more people.

Mr. Frank Egger, Meadow Way, stated these issues were talked about 50 years ago. He noted half of the population of Fairfax lives south of Park Road, and need to travel through the downtown. He did not support spending a lot of money pursuing the proposed options.

Ms. Kiki La Porta, Glen Drive, stated she was disappointed with the lack of vision in the conversation. She believed vision and genius existed in the community and suggested working from a shared pool of understanding and knowledge. She did not support eliminating options at this stage.

Mr. David Haskell, Glen Drive, stated parking should not be treated as one generic thing- it was unique and different. Traffic flows and patterns in Town were broken and they have to look at new ways of transporting people. Yesterday's solutions will not provide tomorrow's answers.

Ms. Jessica Green, Ridgeway Avenue, stated a lot of people live in the hills and parking is very important. Sidewalks should be fixed.

Mr. Bruce Ackerman stated the Council should not take all the little elements in the plan and vote on them. All these creative ideas link together- people need to calm down and think things through.

Ms. Ling Shien Bell, Dominga Avenue, stated it was worth taking the time to come up with creative ideas. She supported the idea of the Elsie Lane cut through and making the Parkade

as long as possible.

Mayor Reed stated it was the consensus of the Council to retain the vision while doing the short-term items that makes sense now, including work to the Parkade and sidewalks.

Town Manager Toy recommended another community meeting to go over options. It could be done during a Regular Council meeting or a Special Council meeting.

The Council took a 10-minute break at 10:05 p.m.

5. Adoption of a resolution consenting to the construction of two bridges in the Elliott Nature Preserve within the Cascade Canyon Open Space Preserve- *Town Manager*

Mayor Reed stated this item has been continued to the January 18, 2017 meeting.

6. Discussion/consideration of report on the selection process for hiring the next Planning and Building Services Director- *Town Manager*

Town Manager Toy presented the staff report.

Town Manager Toy answered questions from the Council.

Mr. Frank Egger, Meadow Way, stated the Planning Director was a vital department head position for the Town. He urged the Council to be directly involved in the process.

M/S, Coler/Weinsoff, Motion to appoint Councilmembers Coler and Goddard to serve on the Council sub-committee and direct staff to move forward with the process as elaborated in the staff report.

AYES: Coler, Goddard, Lacques, Weinsoff, Mayor Reed

7. Discussion/consideration of the development of local regulations to address the "Adult Use of Marijuana Act" (AUMA) which governs nonmedical marijuana- *Town Manager*

Town Manager Toy presented the staff report.

Town Attorney Coleson answered questions from the Council.

It was the consensus to look at the following issues: taxation, regulating commercial businesses after a moratorium, and rules regarding outdoor cultivation

8. Receive report on the Planning Commission's meeting to discuss additional issues identified by the Town Council regarding the draft ordinance rezoning CH (Highway Commercial) parcels to CC (Central Commercial) and schedule a joint special meeting with the Council/ Planning Commission to discuss- *Town Manager*

Town Manager Toy presented the staff report.

The Council discussed scheduling a Special meeting with the Planning Commission and not discussing this issue at a Regular Council meeting. The special meeting could include a discussion on Density Bonus Laws.

Mr. Bruce Ackerman, Planning Commissioner, stated it was a good idea to get some legal advice on the Density Bonus Laws and supported the idea of a joint Council/Commission meeting.

M/S, Coler/Goddard, Motion to schedule a Special Joint Meeting with the Planning Commission to discuss the State Density Bonus Law and the issues related to rezoning CH (Highway Commercial) parcels to CC (Central Commercial).

AYES: Coler, Goddard, Weinsoff, Mayor Reed

NOES: Lacques

Council Reports and Comments

Councilmember Weinsoff reported he attended the Marin County Council of Mayors and Councilmembers (MCCMC) meeting; the Ross Valley Fire Board meetings; and plans to attend the upcoming Flood Zone 9 meeting on Tuesday, December 20th.

Councilmember Coler reported she attended the ad hoc trails committee meeting; the Community Development Block Grant meeting; a meeting on Smart meters; the MCCMC meeting; the Marin Clean Energy meeting; the Fairfax Climate Action Committee retreat; the Victory Village community meeting (as a resident); the Marin Telecommunications Board meeting; the Community Media Center of Marin Board meeting.

Councilmember Lacques reported he attended the Chamber of Commerce Mixer.

Councilmember Goddard reported she attended a meeting about the how to sustain the Yellow School Bus Program; two Parks and Recreation Commission meetings; a meeting on Smart meters; the MCCMC Subcommittee on the Homeless meeting; the Chamber of Commerce Mixer; went to a workshop put on by Rx Safe Marin; the Victory Village community meeting.

Mayor Reed reported he attended several Volunteer Committee meetings; several MCCMC meetings; a Ross Valley Paramedic Authority (RVPA) meeting; several Transportation Authority of Marin (TAM) meetings; the ad hoc trails committee meeting; several Safe Routes to Schools meetings;

Town Manager's Report

Town Manager Toy reported that the Town of Fairfax and the Fairfax Police Department does not enforce any immigration laws nor do they inquire about the immigration status of anyone detained or arrested. The Police Department does not work with Homeland Security on deportation efforts. However, the department will assist with the arrest of a person if there is an arrest warrant. He spoke to PG&E several weeks ago about the LED lighting. He was told that the manufacturers of the lights had found a defect in its product and were trying to work resolve the problem. The manufacturer is working on a schedule for fixing the problem.

M/S, Coler/Goddard, Motion to adjourn the Council meeting at 11:04 p.m. in memory of Mr. Edward Haas.

AYES: Coler, Goddard, Lacques, Weinsoff, Mayor Reed

Respectfully submitted,

Toni DeFrancis
Recording Secretary