



# 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, September 7, 2016, at 7:00 p.m.

Preceded by a Special Meeting in Open Session at 6:30 p.m.

Preceded by a Special Meeting in Closed Session at 5:15 p.m. at Town Hall, 142 Bolinas Road

#### 5:15 PM – Call to order and adjourn to closed session on the following matters:

##### CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code §54956.9(d)(1)

*Sheppard v. Town of Fairfax, et al.*, Marin Superior Court No. CIV 1404551

##### CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Government Code section 54956.9(d)(2) and (e)(3): one case

##### CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code section 54957:

Title: Town Manager

#### Reconvene in Women's Club

#### 6:30 PM – Call to order the Special Meeting - ROLL CALL

#### INTERVIEWS AND APPOINTMENTS

1. Interview and appointment of applicant to the Volunteer Board –Town Clerk

2. Interview and appointment of youth applicant to the Open Space Committee –Town Clerk

#### 7:00 PM – CALL TO ORDER - PLEDGE OF ALLEGIANCE

#### ROLL CALL

#### APPROVAL OF AGENDA AND AFFIDAVIT OF POSTING

#### ANNOUNCEMENT OF CLOSED SESSION ACTION AND SPECIAL MEETING ACTION

#### 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 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.

## **ANNOUNCEMENTS**

**Annual Town-Wide Picnic**, Sunday, Sept. 18, 12-5pm

**Chipper Days:** bring brush, bay tree saplings, scotch broom, branches, and other yard trimmings up to 4 inches in diameter for chipping. Please, no grass, rocks or fire wood.

- for the **Cascade** neighborhood, Saturday, Sept. 10, Doc Edgar Park, 9 am-3 pm
- for the **Deer Park** neighborhood, Saturday, Sept. 24, Deer Park parking lot, 9 am-3 pm

**Town Center Plan Workshop #2**, Saturday, October 1, Women's Club, 9 am-1 pm

**Vacancies on Boards and Commissions:** 1 on **Planning Commission**; 2 on **Open Space Committee**, 1 on **General Plan Implementation Committee**, 3 on **Volunteer Board**. Applications are available at Town Hall and on Town website. Contact Town Clerk for information.

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

**OPEN TIME FOR PUBLIC EXPRESSION** – If you wish to address the Council on matters not listed on the agenda, please approach the podium and state your name and address (optional). Individuals have 3 minutes to speak; 5 minutes if representing a group. 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. (Gov. Code §54954.2)

## **PRESENTATIONS**

Community Land Trust Association of West Marin ("CLAM")

## **CONSENT CALENDAR**

1. Accept Financial Statement and Disbursement Reports July 2016 – Finance Director
2. Approval of minutes for the August 3, 2016 Town Council meeting – Town Clerk
3. Approve contract with California Infrastructure Consultancy for Phase I preliminary engineering, community outreach, environmental, and design work for the replacement of the Azalea Avenue Bridge in an amount not-to-exceed \$430,000 – Town Manager
4. Approve permanent bike rack installation on the corner of Broadway and Bolinas – Town Manager
5. Adopt a Resolution Confirming Biennial Review of the Conflict of Interest Code (Form 700 filers) to add Town Staff Positions – Town Manager
6. Acceptance of Marin Sanitary Service Second Quarterly Report (April-June 2016) – Town Clerk
7. Notice of amendments to employment agreement with the Police Chief – Town Manager
8. Adopt a Resolution urging the Bay Area Air Quality Management District ("BAAQMD") to adopt the Community-Worker Alternative in Rule 12-16 to add a numeric cap on each refinery's cumulative greenhouse gas, particulate, and toxic emissions – Mayor Goddard
9. Proclamation honoring Jelani Bertoni and the Crew of the Bicycle Works – Mayor Goddard
10. Proclamation Declaring September 2016 Prostate Cancer Awareness Month – Town Clerk
11. Authorize the Town Manager to contract for repairs for Meadow Way Bridge in an amount not-to-exceed \$25,000 – Town Manager
12. Receive report on noise from Peri's Bar – 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**

13. Conduct study session to discuss draft ordinance regarding rezoning parcels in CH (Highway Commercial) to CC (Central Commercial) zoning district and various code amendments to the CC zoning district – Town Manager, Planning Director
14. Update on preparation for the October 1<sup>st</sup> workshop regarding the Town Center Plan – Town Manager, Planning Director
15. Discussion of financing strategies for the Town's retirement obligations and capital improvements – Town Manager
16. Discussion regarding possible amendments to Town Code Chapter 8.44 Clean Indoor and Outdoor Air and Health Protection - Smoking Regulations – Mayor Goddard, 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](mailto: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 or before September 2, 2016.



To receive Town Council agendas by email, please email your request to [mgardner@townoffairfax.org](mailto:mgardner@townoffairfax.org)