

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road
Wednesday, March 5, 2014, at 7:00 p.m.

Preceded by a Special Meeting Closed Session at 5:30 p.m. at Town Hall, 142 Bolinas Road

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Govt. Code Section 54957
Title: Town Manager

Reconvene in Open Session at the Women's Club, 46 Park Road:

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 items will be heard that 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 9-11 a.m., 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)

Two vacancies on the Climate Action Committee (applications at Town Hall and on Town website)

National Drug Take-Back day: April 26th, from 10 a.m. to 2 p.m., at the Police Station, 144 Bolinas Rd.

Marin County Health Services is holding a meeting to introduce their *Go For Green Placard Program* on

Thursday, March 6 from 2:30 to 4:00 p.m., Board of Supervisors Chambers, Room 330 (Civic Center) and a Graywater Workshop focused on irrigation systems for homeowners, March 15 at 9:30 a.m., 750 Lindaro St., San Rafael

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

1. Approve minutes for the January 15 and February 5, 2014 Town Council meetings – Town Clerk
2. Accept Financial Statement and Disbursement Reports January 2014– Finance Director
3. Approve changes to Town Council Committee Assignments due to Reorganization – Town Clerk
4. Appointment of Open Space Committee Representative to the General Plan Implementation Committee (GPIC) – Planning Director
5. Approve Town Council Goals for 2014 – Town Manager
6. Accept status report on the clean-up of the property located at 159 Willow Avenue – Building Official

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

REPORTS AND PRESENTATIONS

7. Introduce new Ross Valley Fire Chief Mark Mills
8. Ross Valley Flood Protection program - Flood Zone 9 Staff

PUBLIC HEARINGS

9. Adoption of a resolution describing the measures taken to alleviate the condition which led to the adoption of Ordinance No. 776 and the Extension of an interim urgency zoning ordinance (Ordinance No. 779) of the Town Council of the Town of Fairfax prohibiting approvals within the Highway Commercial (CH) zoning district during the pendency of the town's adoption of permanent zoning regulations and declaring the urgency thereof. Exempt from CEQA review per 14 C.C.R. § 15061(B)(3). – Town Manager

REGULAR AGENDA

10. Discuss/consider petition from Hickory Road residents regarding the paving of their road – Town Manager
11. Discuss/consider modifications to the Bike Spine Project – Town Manager
12. Accept Marin Sanitary Services Annual Report – Town Manager
13. File and accept 2012 Audit – Finance Director
14. Approve purchase and installation of playground equipment for Peri Park under the KaBoom! grant – Town Manager
15. Mid-year budget review – Town Manager, Finance Director
16. Discuss/consider the extension of the Special Municipal Services Tax of \$125 per parcel for five years and direct staff as appropriate – Town Manager
17. Second Reading by Title Only and Adoption of Ordinance No. 778 Amending Town Code Chapters 5.52, 17.012, 17.020, 17.092, 17.096, and 17.104, and Adding Chapter 17.130 to Rezone All Parcels Currently

Zoned Highway Commercial (CH) to Central Commercial (CC) Zone, Rezone APN 002-112-13 and 001-104-012 From Limited Commercial (CL) to Planned Development District (PDD); Rezone APN's 174-070-17 and 174-070-50 From UR-7 to PDD, Add a Public Domain (PD) Zone, Rezone Selected Parcels PD, Provide for the Supremacy of the Zoning Map over the Text in Event of Discrepancy, Correct Existing Typographical Errors, and Update the Town Zoning Map to Reflect Zoning Changes. CEQA review conducted via addendum to Mitigated Negative Declaration, as adopted by Fairfax Town Council Resolution 14-11. – Town Manager, Planning Director

18. Second Reading by Title Only and Adoption of Ordinance No. 777, Amending Section 6.16.050 of the Town Code of the Town of Fairfax Relating to Fowls to Include a Prima Facie Complaint Process and Giving Enforcement Responsibilities to the Building Official/Code Enforcement Officer – Town Clerk

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 February 28, 2014.

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