

Fairfax Town Council  
Special Meeting Minutes  
Fairfax Women's Club  
Wednesday, **December 3, 2014**

Call to Order/Roll Call:

**COUNCILMEMBERS PRESENT:** Larry Bragman  
Barbara Coler  
Renee Goddard  
John Reed  
David Weinsoff

**STAFF MEMBERS PRESENT:** Garrett Toy, Town Manager  
Michele Gardner, Town Clerk  
Janet Coleson, Town Attorney  
Mike Vivrette, Finance Director

Mayor Coler called the Special meeting to order at 10:40 pm.

Discussion and consideration of proposed CPUC Smart Meter decision- Councilmember Bragman

Councilmember Bragman reported on the recent CPUC decision that local jurisdictions do not have authority to opt out of the SmartMeter program, and that charging fees to opt out is not a violation of the Americans with Disabilities Act (ADA). The judge's decision had not yet been adopted by the PUC. Councilmember Bragman recommended the Town write a letter to the CPUC expressing concerns over the decision and asking them to help the Town maintain the moratorium on the installation of SmartMeters in Fairfax. The concerns include privacy, health, and discrimination towards people who are sensitive to electromagnetic frequencies

Mr. Alexander Binnick, representing the Detox Institute, stated the opportunity for parties to respond to the "proposed decision" would end soon. He was of the opinion that the decision would not be voted down by the CPUC.

Mr. Michael Macintosh stated he would like to find out how the information is encrypted since it could be used for illegal purposes.

Mr. Sierra Salin stated the human body was not accustomed to the onslaught of all of the "electro-smog" that is being added to the environment.

Mr. Peter Lacques, Cascade Drive, thanked Councilmember Bragman for "fighting the good fight". He was opposed to the opt-out fee and asked if the decision would overrule the Town's moratorium. Councilmember Bragman stated "yes".

M/S, Bragman/Reed, Motion that the Mayor send a letter to the CPUC expressing the Town's dissatisfaction with the decision and requesting a modification to the decision to allow ordinances that were passed prior to the process to be maintained.

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

NOES: None.

M/S, Reed/Coler, Motion to adjourn the Special meeting at 11:14 p.m.

Respectfully submitted,

Toni DeFrancis, Recording Secretary