



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, February 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:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Govt. Code Section 54957

Title: Town Manager

CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code section 54956.8

Property: 2001 Sir Francis Drake Blvd., APN 002-116-04

Negotiating parties: Garrett Toy, Town Manager

Property Owner: Arash Salkhi/Salkhi Family Trust

Under negotiation: Both Price and Terms of Payment

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

Friends of Louie Vaccaro invite the Fairfax Community to the February 8th Benefit for the Drake High School students injured on Christmas Eve. Events at Deer Park Villa, Peri's, 19 Broadway, and The Sleeping Lady Fairfax Food Pantry, Saturdays 9-11, 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)

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.

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

1. Zero Waste Presentation – Manor School Green Team
2. Water Conservation - Marin Municipal Water District
3. FOCAS (Fairfax Open Circle Arts and Sports) Annual Report – Anne Mannes, FOCAS Program Director
4. GPIC and Climate Action Plan (CAP) – GPIC Chair, Planning Director
5. Phyllis Gould: Rosie the Riveter

CONSENT CALENDAR

6. Adoption of a resolution honoring the contributions and service of Bay Area "Rosie the Riveters" with Special Recognition for Phyllis Gould of Fairfax and four other Rosies who served at the Kaiser Shipyards in Richmond, California during World War II – Councilmember Coler, Vice Mayor Bragman
7. Accept December 2013 Financial Statement and Disbursement Reports – Finance Director
8. Accept status update on the clean-up of the property located at 159 Willow Avenue – Building Official
9. Ratification of Amendment to master lease with Ford Motor Credit – Chief Morin
10. Approval of Notice of Completion for Scenic Road Repaving Project – Town Manager

PUBLIC HEARINGS

11. Adoption of an interim urgency zoning ordinance 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 – Town Manager
12. Adoption of a resolution denying the appeal and upholding the decision of the Planning Commission as to Application No. 13-31 (177 Frustuck Avenue - APN 003-193-02) – Planning Director

REGULAR AGENDA

13. Adoption of a resolution denying Application No. 13-32 for development of 2001 Sir Francis Drake Boulevard (APN 002-116-04) as a gas station/convenience mart – Town Manager
14. Discuss/consider modifications to the Bike Spine Project – Town Manager
15. Discuss and accept status report on the neighborhood meeting regarding noise from Deer Park Villa – Town Manager
16. Introduction and First Reading by Title Only 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 Manager
17. Adopt a resolution adopting the Climate Action Plan (CAP) – Planning Director

18. Adoption of a resolution establishing a Climate Action Committee (CAC) as a subcommittee of the General Plan Implementation Committee (GPIC) – Planning Director, GPIC Chair
19. Approval of Work Program to Develop a Town Center Plan – Planning Director
20. Discuss/consider a requirement for all stores, shops, eating places, food, and retail food vendors to charge a mandatory fee for paper bags provided at check out – Town Manager
21. Second Reading by title only and adoption of Ordinance No. **775** of the Town Council of the Town of Fairfax Prohibiting the Installation of Smartmeters and related equipment within the Town of Fairfax or in, along, across, upon, under and over the public streets and places within the Town of Fairfax for three years – Vice Mayor Bragman
22. Adopt an administrative policy for the disposition of Town surplus personal property – Town Manager
23. Discussion and Consideration of the Status of a Medical Marijuana Dispensary in the Town of Fairfax – Vice Mayor Bragman

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.

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 January 31, 2014.



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