

**AGENDA**  
**REGULAR FAIRFAX TOWN COUNCIL MEETING**  
**Fairfax Women's Club, 46 Park Road**  
**Wednesday, December 4, 2013, at 7:00 p.m.**

Preceded by a Special Meeting Closed Session at 6:15 p.m. at Town Hall, 142 Bolinas Road

**6:15 PM** – Call to order and Adjourn to Closed Session on the following matter:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Government Code section 54956.9(d)(2) and (e)(1): one case

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.

**AGENDA**

1. Adoption of Resolution 13-\_\_\_, A Resolution of the Town Council of the Town of Fairfax, reciting the fact of the General Election held on November 5, 2013, declaring the result and such other matters as provided by law

**BREAK** (Oath of Office)

2. Selection of Mayor and Vice Mayor

**ANNOUNCEMENTS**

Holiday Craft Faire, Fairfax Pavilion, Saturday, December 14, 11 to 5 p.m., benefits FOCAS  
Fairfax Volunteers Holiday Caroling/Wreathmaking/Potluck, Sunday, December 15 from 2-5 p.m., Women's Club. Santa Claus arrives at 3 p.m.! Please bring clippings for wreaths and a dish to share.  
The Fairfax Chamber of Commerce is sponsoring horse drawn wagon rides from 11-2, December 15  
Winter Closure of Town Hall: December 24<sup>th</sup> through January 1<sup>st</sup>, reopening January 2nd  
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**

#### **CONSENT CALENDAR**

3. Approval of Town Council minutes for the November meeting – Town Clerk
4. Approval of October 2013 financial report – Finance Director
5. Acceptance of Marin Sanitary Service Quarterly Report July-September 2013 – Town Manager
6. Approval of contract with Sustainable Fairfax to implement the mandates of the Zero Waste grant and provide public education and outreach for the Mandatory Commercial Recycling and Construction Debris Ordinances – Town Manager
7. Acceptance of status report of the clean-up of property at 159 Willow – Building Official
8. Approval of the Notice of Completion for the Sir Francis Drake Bike Lane Striping Project – Town Manager
9. Adoption of Resolution 13-\_\_ in support of S.B 405 (Padilla) and A.B. 158 (Levine) to phase out single-use plastic grocery bags – Town Manager
10. Adoption of Resolution 13-\_\_ in support of removing commercial properties from Proposition 13 to close the loophole to avoid tax assessments – Mayor John Reed
11. Award of bid for Scenic Road Pavement Rehabilitation – Town Manager
12. Adoption of Resolution 13-57 in support of urgent international rescue of Fukushima Daiichi nuclear facility – Mayor Reed, Councilmember Bragman
13. Approval of Town Council Meeting schedule for calendar year 2014 – Town Clerk
14. Acceptance of draft Climate Action Plan (CAP) and letter from the General Plan Implementation Committee (GPIC) requesting the formation of a Climate Action Committee (CAC) to Implement the CAP – Planning Director
15. Adoption of Resolution 13-56 to apply to the Bay Area Air Quality Management District for a grant to fund bike racks – Town Manager

#### **REPORTS AND PRESENTATIONS**

16. Presentation to retiring Fire Chief Meagor

#### **PUBLIC HEARINGS**

17. Council Directed Referral of Planning Commission approval of a Conditional Use Permit, Design Review, Sign Permit and Traffic Impact (TIP) Permit to open a gas station/convenience market on a site that has

historically been used as a gas station/auto repair business; Project is categorically exempt from CEQA per section 15301(a) – Planning Director

18. Second Reading By Title Only and Adoption of Ordinance No. **773** to Adopt the 2013 California Building Standards Code, California Code of Regulations, Title 24, Parts 1, 2, 2.5, 3, 4, 5, 6, 8, 10, 11 and 12, Which Consists of the California Administrative, Building, Residential, Electrical, Mechanical, Plumbing, Energy, Historical Building, Existing Building, Green Building Standards, and Referenced Standards Codes, And Adopting the 2012 Edition of the International Property Maintenance Code – Building Official
19. Second Reading By Title Only and Adoption of Ordinance No. **774** to Adopt The 2013 California Fire Code, Portions of the 2012 International Fire Code, and Appendix A of the 2012 International Wildland-Urban Interface Code – Fire Chief

#### **REGULAR AGENDA**

20. Discussion/consideration of the proposed relocation of the Multi-Age Program (MAP) to the Red Hill school site by the Ross Valley School District (RVSD) – Councilmember Goddard, Mayor Reed
21. Discussion of the use of proceeds from the Marin Parks, Open Space, and Farmland Preservation Transactions and Use Tax Ordinance (Measure A) – Town Manager
22. Adoption of Resolution 13-55 Directing Staff to Develop Requirements for Posting Noticing Signs for Projects Proposed in the Town's Commercial Zones – Town Manager
23. Discussion/consideration of disposition of Town surplus personal property – Town Manager

#### **ADJOURNMENT IN MEMORY OF NANCY HELMERS FAIRFAX RESIDENT FOR OVER 40 YEARS AND ENVIRONMENTAL ADVOCATE**

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 November 27, 2013.

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