



# TOWN OF FAIRFAX

142 BOLINAS ROAD, FAIRFAX, CALIFORNIA 94930  
(415) 453 - 1584 / FAX (415) 453 - 1618

## AGENDA

### REGULAR FAIRFAX TOWN COUNCIL MEETING

Wednesday, July 1, 2020, at 7:00 pm

Preceded by a Special Meeting to Conduct Interview at 6:30 pm

VIA TELECONFERENCE ONLY

<https://www.townoffairfax.org/watch-live-2/>

Cable TV Channels 27 and 99

### CORONAVIRUS (COVID-19) ADVISORY NOTICE

Due to Coronavirus and consistent with State of California Executive Order N-29-20 and the Marin County Public Health Officer's Orders, this Town Council meeting will be held via videoconference only.

All Councilmembers will be teleconferencing into the meeting. There will be no in-person physical meeting location. The public will be able to participate in the meeting by one of the following options:

- <https://www.townoffairfax.org/watch-live-2/>
- <https://www.cmcm.tv/27>
- Cable TV Comcast Channel 27 and AT&T Channel 99
- On Zoom: Meeting ID 825 4634 8963 or join from your browser  
<https://us02web.zoom.us/j/82546348963>
- Call-in option: +1(669) 900-9128 Meeting ID 825 4634 8963. (Press \*67 before dialing to hide your phone number)

#### To provide live public comment at the meeting, use one of the following options:

- If using Zoom, select the **Raise Hand** icon during the public comment time and you will be added to the queue and unmuted when it is your turn.
- If you are calling in, press \*9 during the public comment time and you will be added to the queue and unmuted when it is your turn. (Press \*67 before dialing to hide your phone number.)

**Prior to the meeting**, as always, members of the public may **email** written comments to the Town Council to read and consider. These comments become part of the meeting record.

### **SPECIAL MEETING at 6:30pm**

for the Purpose of Conducting an Interview of Planning Commission Applicant

#### **6:30 – CALL SPECIAL MEETING TO ORDER**

1. Interview and discuss/consider appointment of applicant Shelley Clark to the Planning Commission – Town Clerk

### **REGULAR MEETING at 7:00pm**

#### **7:00 PM – CALL REGULAR MEETING TO ORDER**

#### **ROLL CALL**

#### **APPROVAL OF AGENDA AND AFFIDAVIT OF POSTING**

## **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**

**Vacancies on Boards and Commissions:** Applications are available at Town Hall and on the Town website. For more information please contact the Town Clerk or visit [www.townoffairfax.org](http://www.townoffairfax.org).

- **Climate Action Committee:** up to 3 vacancies
- **Planning Commission:** 1 vacancy
- **Parks and Recreation Commission:** 1 vacancy
- **Open Space Committee:** 1 vacancy

**Fairfax Food Pantry:** Saturdays 8:30-10:30am, Fairfax Community Church, 2398 SFD Blvd.

To receive Town agendas, newsletters, and updates by email, visit [www.townoffairfax.org](http://www.townoffairfax.org) to subscribe.

**Chipper Days 2020:** Drop off your large vegetation trimmings for chipping:

Sat. only, July 11 Downtown: Pavilion parking lot

Sat. & Sun. July 25 & 26 Deer Park: drop off at Doc Edgar Park

**Fire Safe Marin Chipper Days** (funded through MWPA): curbside pickup for designated FireWise communities the week of July 13<sup>th</sup>—for details and to register (required) go to [www.chipperday.com/marin](http://www.chipperday.com/marin).

## **OPEN TIME FOR PUBLIC EXPRESSION:**

Please refer to the instructions above on how to submit your comment at this virtual meeting.

*This is the time to address the Council on **matters not on the agenda**. Individuals are limited to 3 minutes, groups to 5 minutes, subject to the Mayor's discretion. The Council is not permitted to take action and state law 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)*

## **CONSENT CALENDAR**

Please refer to the instructions above on how to submit your comment at this virtual meeting.

*The opportunity for public comment on consent calendar items will occur prior to the Town Council's vote on the Consent Calendar. The Council may approve the entire consent calendar with one action. In the alternative, items on the Consent Calendar may be removed by any Town Council or staff member, for separate discussion and vote.*

1. Accept Financial Statement and Disbursement Reports for April 2020— Finance Director
2. Accept Financial Statement and Disbursement Reports May 2020— Finance Director
3. Receive written report on Councilmembers' assignments, committees, and activities in June —Town Clerk
4. Approve minutes for the May 6, 2020 Town Council regular meeting —Town Clerk
5. Adopt a Resolution Affirming that Black Lives Matter and Committing to Turn our Intentions into Actions — Mayor Goddard
6. Reappoint Michael Ardito and Ruth Horn to the Fairfax Open Space Committee —Town Clerk

7. Approve response to Marin Civil Grand Jury Report entitled *Follow-Up Report on Web Transparency of Agency Compensation Practices* – Town Manager
8. Adopt a Resolution Establishing a Temporary Limit of 15% on Commissions Charged by Third Party Food Delivery Companies to Support Restaurants in Fairfax During the Covid-19 Pandemic – Town Manager
9. Appoint the Mayor and Vice Mayor to a multijurisdictional working group to participate in the community discussion regarding the potential name change of Sir Francis Drake Boulevard – Town Manager
10. Authorize the Mayor to send a letter requesting Governor Newsom establish Juneteenth as a State holiday – Councilmember Coler

**PUBLIC HEARINGS**

11. Appeal of a Temporary Use Permit for outdoor seating for the Lodge Restaurant at 1573 Sir Francis Drake – Town Manager, Planning Director
12. Consider a Variance for 181 Meernaa Avenue (APN . 002-162-20) to have a second driveway per Town Code Chapter 12.12 and Code § 12.12.050 and 12.12.060 to access the Planning Commission approved second carport; categorically exempt from CEQA, §15301(a) and (e)(1). – Principal Planner, Planning Director
13. ***This item has been continued to the September 2, 2020, Town Council Meeting***  
80 Crest Road: Appeal of a Planning Commission denial of a Height Variance for an unpermitted Ground Floor Level that would result in the height of the residential structure being approximately 50 feet; Assessor’s Parcel No. 002-152-32; Residential Single-family RS-6 Zone; Verle and Marene Sorgen, appellants/owners; CEQA categorically exempt, § 15301(e)(2)(1). – Principal Planner, Town Manager

**REGULAR AGENDA**

14. Adopt a resolution authorizing the Town Manager to enter into an agreement with: Ascent Environmental, Inc., to prepare the Environmental Impact Report (EIR), at the applicant’s costs, for the Marinda Heights Subdivision (aka “Wall Property”); and Lamphier-Gregory to perform project management and coordination services for the EIR and overall project, at the applicant’s cost – Town Manager, Planning Director
15. Discuss/consider the formation of two Town committees: one to address issues of racial equity, social justice, systemic racial bias, and diversity and the other to explore police practices, public safety alternatives and funding and other related issues; schedule a community listening session; and provide direction to staff on the formation of the committee(s) – Town Manager
16. Discuss the concept of holding two regular Council meetings per month and schedule a special Council meeting for further discussion – Town Manager
17. Receive report on the Town’s Business Recovery Programs – 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**

**FUTURE AGENDA ITEMS**

**ADJOURNMENT**  
*In memory of*  
**Marie Dern and Juliet Simpson**

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's office prior to the meeting: (415) 453-1584 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.

Affidavit of Posting: 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 June 26, 2020.

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/s/