



TOWN OF FAIRFAX

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

AGENDA

SPECIAL FAIRFAX TOWN COUNCIL MEETING

Wednesday, June 15, 2022, at 6:30 pm

BY TELECONFERENCE ONLY

Preceded by a Special Meeting in Closed Session at 5:30 pm

ADVISORY NOTICE

This meeting will be held on Zoom, consistent with AB 361 during the declared state of emergency. There will be no physical meeting location. In addition to Zoom, the meeting will be broadcast on Channels 27 and 99, and livestreamed on <https://www.townoffairfax.org/watch-live-2/> and <https://www.cmcm.tv/27>

How to participate in the meeting:

*Join the Zoom webinar and use the 'raise hand' feature to provide verbal public comment.

Zoom Webinar ID 880 3100 1183 or join <https://us02web.zoom.us/j/88031001183>

***By telephone:** dial +1(669) 900-9128 or (346) 248-7799 and use the Webinar ID above. To speak during the public comment time **press *9** and you will be unmuted when it is your turn.

***Before** 3:00 pm on the day of the meeting you may **email** written comments to the Town Council to read and consider before the meeting. All emails are part of the meeting record.

Closed Session Special Meeting at 5:30 PM

Zoom Webinar ID 883 6503 0565 <https://us02web.zoom.us/j/88365030565>

5:30 PM – CALL TO ORDER – ROLL CALL– APPROVAL OF AGENDA AND AFFIDAVIT OF POSTING

PUBLIC COMMENT ON CLOSED SESSION ONLY

Public comment will be received on the closed session matter listed below before the Council adjourns to the closed session. Zoom Webinar ID 883 6503 0565 <https://us02web.zoom.us/j/88365030565>

ADJOURN TO CLOSED SESSION ON THE FOLLOWING MATTER:

CONFERENCE WITH LABOR NEGOTIATORS

Government Code section 54957.6

Agency Designated Representatives: Town Manager Heather Abrams, Finance Director Michael Vivrette, HR Consultant Deborah Muchmore, Town Attorney Janet Coleson

Employee Organization: Fairfax Police Officers' Association

Special Meeting in Open Session at 6:30 PM

Zoom Webinar ID 880 3100 1183 or join <https://us02web.zoom.us/j/88031001183>

6:30 PM – CALL TO ORDER – ROLL CALL– APPROVAL OF AGENDA AND AFFIDAVIT OF POSTING

APPROVAL OF AGENDA AND AFFIDAVIT OF POSTING

LAND ACKNOWLEDGEMENT

The Fairfax Town Council acknowledges that we are located on the un-ceded ancestral lands of the Coast Miwok people of present-day Marin County. We honor with gratitude the land itself, and all of its ancestors: past, present, and emerging.

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.

CONSENT CALENDAR

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

1. Adopt Resolution Allowing for In-Person, Hybrid Teleconferenced, or Fully Teleconferenced Meetings of All Legislative Bodies Pursuant to the Provisions of AB 361 – *Town Clerk Michele Gardner*
2. Authorize the mayor to send a letter in opposition to Senate Bill 396 (Dahle) Forestry: electrical transmission or distribution lines: clearances: notice and opportunity to be heard – *Town Clerk Michele Gardner*
3. Approve minutes for the April 15, May 4 and 12, 2022 Town Council meetings – *Town Clerk Michele Gardner*
4. Adopt a Resolution Declaring June 19th (Juneteenth) a Town Holiday – *Town Clerk Michele Gardner*

PUBLIC HEARINGS

5. Introduce an Ordinance adding Chapter 5.58 entitled “**Outdoor Dining**” to Title 5 of the Fairfax Town Code; and introduce an Ordinance amending Town Code Chapter 12.32 (“Temporary Carports and other Structures in the Public Rights-of-Way”) to include separate processes for granting encroachment permits for residential structures from commercial outdoor dining structures, amending Section 12.32.020 to regulate only residential structures and adding Section 12.32.025 to regulate commercial structures and amending Chapter 17.096 (“CH Highway Commercial Zone”), Section 17.096.040 (“Principal Permitted Uses and Structures”) and Chapter 17.100 (“CC Central Commercial Zone”), Section 17.100.040 (“Principal Permitted Uses and Structures”) to allow outdoor dining as a permitted use and outdoor dining enclosures with an encroachment permit issued by the Public Works Department for commercially developed properties in the CH and CC zone districts; and adopt a Resolution adopting “Outdoor Dining Standards” and find it exempt from CEQA pursuant to Sections 15060(c)(2) and 15060(c)(3) of Title 14 of the California Code of Regulations. (Continued from June 1, 2022 meeting) – *Town Manager Heather Abrams, Town Attorney Janet Coleson, Building Official Mark Lockaby (30 minutes)*
6. Conduct Public Hearing for Fiscal Year 2022-23 Proposed Operating and Capital Improvement Budget. (Continued from June 1, 2022 meeting) – *Town Manager Heather Abrams, Finance Director Michael Vivrette (30 minutes)*

REGULAR AGENDA

7. Housing Element Status Update, including Introduction of the team, Fairfax Speaks website refresh, Sites Final, Eco-Village Concept, Objective Development & Design Standards (“ODDS”) – *EMC Planning Group, Town Manager Heather Abrams*
8. Adopt an Urgency Ordinance barring residential evictions due to impacts from the Public Health Emergency arising from the COVID-19 virus through 2022; CEQA exempt under CEQA Guidelines section 15061(b)(3) – *Town Manager Heather Abrams, Town Attorney Janet Coleson*

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 the Town Clerk prior to the meeting: (415) 453-1584 or 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 www.townoffairfax.org.

Meetings are 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, 3) Bulletin Board, Fairfax Women's Club, and at www.townoffairfax.org and that each of said postings was completed on or before June 10, 2022.

/s/