



Town of Fairfax Town Council Regular Meeting

Wednesday, March 6, 2024 | 6:30 p.m.
Fairfax Women's Club, 46 Park Road, Fairfax CA
and [Zoom Webinar ID 880 3100 1183](#)

Preceded by a Special Meeting at 5:30 p.m. to
Conduct Interviews and Consider Appointments

Agenda

PUBLIC PARTICIPATION NOTICE

This meeting will be held in person and virtually on Zoom. It will also be broadcast on Channels 27 and 99 and livestreamed on <https://www.townoffairfax.org/watch-live-2/> and <https://www.cmcm.tv/27>.

In-person and remote participation:

- Women's Club at 46 Park Road, Fairfax
- Join the Zoom webinar <https://us02web.zoom.us/j/88031001183>
- Dial in to Zoom's telephone number +1(669) 900-9128 or +1(346) 248-7799 and press *9 to provide verbal public comment. Zoom Webinar ID 880 3100 1183.

Public Comment:

- Email written comments to the [Town Council](#) before 3:00 p.m. to be posted online. Emails received after the cutoff time will be posted online and made part of the record the next business day.
- You may also provide comments in-person and over Zoom during the meeting. For Zoom, use the 'raise hand' feature to provide verbal public comment.
- Speakers are limited to two (2) minutes.

Special Meeting to Conduct Interviews and Consider Appointments at 5:30 p.m.

Fairfax Women's Club

1. Interview and consider appointments for the Open Space Committee and Parks and Recreation Commission – *Deputy Town Clerk, Christine Foster*

Regular Meeting at 6:30 p.m.

Hybrid meeting at the Fairfax Women's Club and via [Zoom](#)

6:30 PM – CALL TO ORDER – PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF AGENDA

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 them 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.

PRESENTATIONS

2. Receive the 2022 GHG Emissions Presentation – *Climate Action Coordinator, Sean Youra and Sustainability Coordinator Marin Climate & Energy, Christine O’Rourke*

OPEN TIME FOR PUBLIC EXPRESSION (Up to 30 minutes)

This is the time to address the Council on matters not on the agenda. All comments are limited to two (2) minutes. The Council is not permitted to take action and state law strictly limits the right of the Council to discuss any unagendized item. (Gov. Code §54954.2). If there are still raised hands after 30 minutes, Open Time will be continued to the end of the agenda.

REGULAR AGENDA

3. Receive 2023-24 Mid-Year Budget Review Report – *Finance Director Michael Vivrette, Town Manager Heather Abrams*
4. 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, Linda Neal and Town Attorney, Janet Coleson*
5. Adopt a Resolution Authorizing the Town Manager to Enter into an Agreement with FM3 for Scientific Survey Regarding a Possible Bond Measure for Road Repairs and Authorize Town Manager to Pay for the Scientific Survey and Postcard in an amount not to exceed \$32,690 – *Town Manager, Heather Abrams*
6. Receive Annual Progress Report on the General Plan and Housing Element for the Calendar Year 2023 – *Director of Planning and Building, Jeff Beiswenger*

CONSENT CALENDAR (10 minutes approximately)

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. Public comment for items on the Consent Calendar happens once, rather than after each individual item. During the public comment period on Consent items, speakers may comment on any items from this section of the agenda. Each speaker will have up to two minutes and may only speak once.

7. Receive Financial Statement and Disbursement Reports for January 2024 – *Finance Director, Michael Vivrette*
8. Approve minutes for the January 10, January 24, and February 7, 2024, Town Council meetings – *Deputy Town Clerk, Christine Foster*
9. Receive written report on Councilmembers' assignments, committees, and activities in February 2024 – *Deputy Town Clerk Christine Foster*
10. Adopt a Resolution Authorizing the Town Manager to Purchase and Outfit One Police Department Vehicle (EV) for an amount not to exceed \$70,000 and Declare One Vehicle as Surplus – *Chief of Police, Rico Tabaranza*
11. Adopt a Resolution Authorizing the Town Manager to execute a contract with DC Electric for the installation of electrical infrastructure for Electric Vehicle (EV) chargers for use by Town Vehicles in the amount of \$25,743 and to authorize the Town Manager to purchase Two ChargePoint EV Chargers in the amount of \$25,726, and authorize Town Manager to accept anticipated grant reimbursement of \$19,500 – *Public Works Director, Loren Umbertis*
12. Approve Agricultural Community Event Farmers Market Right of Entry Agreement to Continue to Operate a Farmers' Market in Bolinas Park in 2024 and 2025 – *Town Manager, Heather Abrams*
13. Adopt a Resolution Authorizing the Town Manager to execute a contract with John Boylan Engineering for the Rockridge Storm Drain Improvement Project for \$40,700 and include a contingency of 10% for a project total in an amount not to exceed \$44,470 – *Loren Umbertis, Public Works Director*
14. Adopt a Resolution Authorizing the Town Manager to execute an Amendment to Professional Services Agreement with CSW/ST2 for the Rehabilitation and Improvement Project on Park Road in an amount not to exceed \$32,280 for a project total of \$62,030 – *Loren Umbertis, Public Works Director*
15. Waive second reading, read by title only and adopt an ordinance to amend Chapter 5.55 "Rent Stabilization Program", Chapter 5.55.070 "Rent Stabilization" Subsection (D) "Collection of Rental Housing Fee" of Title 5 of the Fairfax Municipal Code. CEQA - This Ordinance is exempt from the California Environmental Quality Act ("CEQA") pursuant to section 15061(b)(3) of the State CEQA Guidelines. – *Planning Director Jeff Beiswenger*
16. Adopt a Resolution Rescinding Resolution 24-10 and Re-Authorizing the Display of Chamber of Commerce Banners on downtown light posts; authorize use of staff time to place banners; authorize Town Manager to pay for printing of authorized banners – *Deputy Town Clerk Christine Foster*
17. Proclamation Proclaiming March 2024 as Women's History Month – *Mayor Coler*
18. Proclamation Honoring Tamela Smith for Exceptional Service to the Town of Fairfax Age Friendly Program – *Mayor Coler*

FUTURE AGENDA ITEMS

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

ADJOURNMENT

In memory of...

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 Deputy Town Clerk prior to the meeting: (415) 453-1584 or cfoster@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 broadcast, recorded, and uploaded to the Town's website.

This meeting notice was posted in accordance with Government Code section 54954.2(a)(1) on or before March 1, 2024.