

AGENDA
REGULAR FAIRFAX TOWN COUNCIL MEETING
Fairfax Women's Club, 46 Park Road
Wednesday, October 6, 2010 at 7:30 p.m.

Preceded by a Special Meeting Closed Session at 6:45 p.m. at Town Hall, 142 Bolinas Road

6:45 PM – Call to Order and Adjourn to Closed Session on the following matters:

CONFERENCE WITH LEGAL COUNSEL pursuant to Government Code Section 54956.9(a), PENDING LITIGATION, Marin Superior Court No. CV 086177, Town of Fairfax v. John and Marlia Berg

7:30 PM – 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 all cellular phones off or place in silent mode.

ANNOUNCEMENTS

Vacancy for a citizen member with housing experience on the Affordable Housing Committee
Two vacancies on the Open Space Committee, one to complete an unexpired term to September 30, 2014 and one for a full four-year term
One vacancy on the Volunteer Board to complete an unexpired term to September 30, 2012

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

1. Presentation and acceptance of the Audit of the 2008-2009 Financial Statements, Maze and Associates
2. Adoption of a Resolution of the Town Council of the Town of Fairfax adopting the Final Budget of the Town of Fairfax for the Fiscal Year July 1, 2010 through June 30, 2011, providing for the appropriations and expenditures of all sums set forth in said budget and repealing all resolutions in conflict herewith – Finance
3. Rain Garden for Town Hall, Rachel DeMicco of Sustainable Fairfax (10 minutes)
4. Update on the Marin County 680 Trail – Bicycle Coalition and Marin Trail Stewards (10 minutes)

INTERVIEWS AND APPOINTMENTS

5. Adoption of a Resolution of the Town Council of the Town of Fairfax expanding the membership requirements for the Open Space Committee and interview and appointment of applicants for the Open Space Committee for an unexpired term to June 30, 2014 and for a full four-year term to October 31, 2014 – Town Clerk
6. Interview and appointment of applicant(s) to serve on the Volunteer Board for an unexpired term to September 30, 2012 – Town Clerk

COUNCIL REPORTS AND COMMENTS (Brief announcements and reports on Councilmember assignments, committees and activities, including reports from meetings attended at Town expense)

TOWN MANAGER REPORT - Set date for Fiscal Sustainability Workshop

CONSENT CALENDAR

7. Approval of Town Council minutes of September 1, 2010 – Town Clerk
8. Approval of Draft Financial Reports through August 31, 2010 – Finance
9. Report on the status of the presence of perchlorethylene (PCE) at the Fair Anselm retail center – Town Manager
10. Adoption of a Resolution of the Town Council of the Town of Fairfax declaring the public works street sweeper and asphalt truck oiler as surplus to the needs of the Town and authorizing the Public Works Department to dispose of same by public auction – Public Works
11. Adoption of a Resolution of the Town Council of the Town of Fairfax in support of the Ross Valley School District bond Measure “A” on the November 2, 2010 ballot – Tremaine
12. Adoption of a Resolution of the Town Council of the Town of Fairfax in support of Measure “B,” a measure providing for transportation improvements in Marin County through a ten dollar vehicle registration fee – Town Manager
13. Adoption of a Resolution of the Town Council of the Town of Fairfax in support of the continuation of the Ross Valley Paramedic Special Tax, Measure “D” on the November 2, 2010 ballot - Bragman
14. Request for closure of Town Hall for holiday week of December 27 through December 30 – Town Clerk
15. Adoption of a Resolution of the Town Council of the Town of Fairfax Endorsing Proposition 19, the Regulate, Control and Tax Cannabis Act of 2010 – Bragman
16. A Resolution of the Town Council of the Town of Fairfax Supporting Funding for Preliminary Engineering Study For the East West (Cross Marin) Bicycle Corridor – Reed/Bragman

PUBLIC HEARING

17. Discussion/Consideration of the Adoption of a Resolution of the Town Council of the Town of Fairfax adopting a revised Master Fee Schedule – Finance

REGULAR AGENDA

18. Second Reading and Adoption of Ordinance No. 753 an ordinance of the Town Council of the Town of Fairfax implementing a temporary moratorium on the establishment of Marijuana Dispensaries within the Town of Fairfax – Tremaine

19. Introduction and First Reading of Ordinance No. 755, an Ordinance of the Town Council of the Town of Fairfax changing the regular Council meeting time from 7:30 p.m. to 7:00 p.m. – Town Clerk
20. Discussion/Consideration of reconvening the Shared Services Committee for the purpose of discussing Police Consolidation with the Town of San Anselmo – Weinsoff
21. Discussion/Consideration of exploring options for the Town's banking services - Reed
22. Discussion of digital broadcasting of Town Council meetings – Bragman
23. Approval of Town Council and Town Manager job descriptions – Town Manager

ADJOURNMENT

If any of the matters described above are 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, Judy Anderson, 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 September 30, 2010.

In an effort to make our agendas available in a more timely and efficient manner, we have created a noticing list for the distribution of Town Council agendas via email. If you would prefer to receive Town Council agendas via email, please provide your email address to the Town Clerk at janderson@townoffairfax.org