



TOWN OF TIBURON
Town Council Chambers
1505 Tiburon Boulevard
Tiburon, CA 94920
September 17, 2003

7:00 PM – Closed Session
7:15 PM – Interviews
7:30 PM – Regular Meeting

ASSISTANCE FOR PEOPLE WITH DISABILITIES

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Town Clerk at (415) 435-7377. Notification 48 hours prior to the meeting will enable the Town to make reasonable arrangements to ensure accessibility to this meeting.

AVAILABILITY OF INFORMATION

Copies of all agenda reports and supporting data are available for viewing and inspection at Town Hall and at the Belvedere-Tiburon Library located adjacent to Town Hall. Agendas and minutes are posted on the Town's website, www.tiburon.org/government.

Upon request, the Town will provide written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services, to enable individuals with disabilities to participate in public meetings. Please send a written request, including your name, mailing address, phone number and brief description of the requested materials and preferred alternative format or auxiliary aid or service at least 5 days before the meeting. Requests should be sent to the Office of the Town Clerk at the above address.

PUBLIC HEARINGS

Public Hearings provide the general public and interested parties an opportunity to provide testimony on these items. If you challenge any proposed action(s) in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing(s) described later in this agenda, or in written correspondence delivered to the Town Council at, or prior to, the Public Hearing(s).

TIMING OF ITEMS ON AGENDA

While the Town Council attempts to hear all items in order as stated on the agenda, it reserves the right to take items out of order. No set times are assigned to items appearing on the Town Council agenda.

TENTATIVE AGENDA

INTERVIEWS – (Design Review Board)

- Emmett O'Donnell, 135 Avenida Miraflores
- Jim Hermann, 52 Red Hill Circle

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL

(Section 54956.9(a))

Howard Zack, Diane Zack v. MERA

MERA v. Town of Tiburon and Dean Bloomquist

Citizens for Open Process in Antenna Siting (COPAS) v. MERA

Siciliano v. Tiburon

Xanadu v. Town of Tiburon

CALL TO ORDER AND ROLL CALL

Councilmember Berger, Councilmember Gram, Councilmember Thompson, Vice Mayor Fredericks, Mayor Slavitz

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION, IF ANY

ORAL COMMUNICATIONS

Persons wishing to address the Town Council on any subject not on the agenda may do so now. Please note however, that the Town Council is not able to undertake extended discussion or action tonight on items not on the agenda. Matters requiring action will be referred to the appropriate Commission, Board, Committee or staff for consideration and/or placed on a future Town Council meeting agenda. Please limit your comments to no more than three (3) minutes.

PRESENTATION

- Community Marin – Nona Dennis

APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

- Design Review Board - (One Vacancy)

CONSENT CALENDAR

All items on the Consent Calendar may be approved by one motion of the Town Council unless a request is made by a member of the public, staff or Town Council that an item be transferred to the Regular Agenda for separate discussion and consideration. Likewise, any item on the Regular Agenda may be moved to the Consent Calendar. If you would like to speak on any of these items on the Consent Calendar below, please do so now.

1. **Approval of Town Council Minutes** – September 3, 2003
2. **Recommendation by Director of Administrative Services** - Accept Town Investment Summary for July 2003
3. **Recommendation by Director of Administrative Services** - COPS Funding FY 2003-04
4. **Recommendation by Director of Public Works/ Town Engineer** – Budget Amendment (Corporation Yard)
5. **Recommendation by Director of Public Works/Town Engineer** - Accept 2003 Street Rehabilitation Project as Complete
6. **Recommendation by Town Attorney** - Responses to Marin County Grand Jury Report

REGULAR AGENDA

7. **Recommendation by Town Manager** - Request by County of Marin to form Business Improvement District
8. **Recommendation by Director of Administrative Services** - Modify Town Investment Practice

PUBLIC HEARING

9. **Appeal of Design Review Board Decision**– Approval of Additions to Single Family Home with Variances at 425 Virginia Drive

Applicant: George & Dora Gavros
Appellant No. 1: Wayne Snow, 100 Jefferson Drive
Appellant N. 2: Gaye & Francois Varnay, 525 Virginia Drive

10. **Recommendation by Director of Community Development** – General Plan Update – Review of Land Use Element Issues Paper
11. **Recommendation by Director of Community Development** - Town Initiated Text Amendments and Open Space Rezoning (Chapter 16 of Town Municipal Code)

Introduction and First Reading of Ordinance

- a) An Ordinance of the Town Council of the Town of Tiburon Amending Chapter 16 of the Town Code

COUNCIL COMMITTEE AND COMMISSION REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – September 5, 2003

Town Council Weekly Digest – September 12, 2003

ADJOURNMENT

UPCOMING AGENDA ITEMS – *Note: These items are tentative until they appear on the final agenda.*

Future Meetings

- Report on Downtown Plaza Public Art Project
- Proposed Jet Ski Ordinance
- Proposed Erosion and Siltation Control Ordinance
- Contract for Silt Basin Clean-Up
- Proposed Taxicab Ordinance
- Proposed Drainage Impact Fee
- Revised Alarm Permit Fee Schedule
- Revised Road Impact Fee Schedule
- Raccoon Lane Undergrounding Utilities District
- Recommendation by Town Manager of Revenue Enhancement /Cost Recovery Ideas
- Report on Library Expansion
- First Quarter FY 2003-04 Financial Reports
- Appeal of Planning Commission Decision to Deny an Application to Amend the Cypress Hollow Precise Development Plan to amend a building envelope at 65 Monterey Drive ; Applicant/Appellant Eckhard Evers