



TOWN OF TIBURON
Regular Meeting
Town Council Chambers
1505 Tiburon Boulevard
Tiburon, CA 94920

July 7, 2004
6:45 PM – Closed Session
7:15 PM – Interview
7:30 PM – 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.

AGENDA

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Section 54956.9(a))

Siciliano v. Town of Tiburon

Zack, et al. v. MERA et al.

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

(Section 54956.9(b))

One Case: Workers' Compensation Claim
Name of Claimant: Ed Pigeon

CONFERENCE WITH LABOR NEGOTIATOR

(Section 54957.6)

Bargaining Unit: Tiburon Police Association
Negotiator: Town Manager and Administrative Services Director

INTERVIEWS – Planning Commission Vacancy

- 7:15 p.m. – George Salerno, 25 Andrew Drive, #93

CALL TO ORDER AND ROLL CALL

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

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

HERITAGE & ARTS COMMISSION ANNUAL REPORT

APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

PLANNING COMMISSION – One Vacancy

CONSENT CALENDAR

1. **Approval of Town Council Minutes** – June 16, 2004
2. **Recommendation by Town Clerk** – Biennial Review of Town's Conflict of Interest Code
 - a) Resolution of the Town Council of the Town of Tiburon
Repealing Resolution Nos. 1094, 2760, 3275, 3310 and 20-2002
And Amending the Town's Conflict of Interest Code
3. **Recommendation by Director of Community Development/Advance Planner** – Approve Services Agreement for Environmental Impact Report for General Plan Update
4. **Recommendation by Associate Planner** – Review of Irrigation Well Permit Application
Address: 22 Old Landing Road
Permit No.: W04-02
Applicant: Walter R. Allen
 - a) A Resolution of the Town Council of the Town of Tiburon
Approving the Drilling of a Well for Irrigation Purposes on
A Property Located at 22 Old Landing Road
Assessor Parcel Number 038-171-53
5. **Recommendation by Associate Planner** – Adoption of Resolution Memorializing Partial Granting of Appeal of Design Review Board Decision relating to Property located at 5047 Paradise Drive
 - a) A Resolution of the Town Council of the Town of Tiburon
Partially Granting an Appeal Filed by Douglas and Jeannie Stiles
Of a Design Review Board Decision to Approve a Site Plan and
Architectural Review Application for the Construction of Additions to
The Single-Family Dwelling Located at 5047 Paradise Drive
Assessor Parcel Number 038-021-08
6. **Recommendation by Director of Administrative Services** – Revision of Annual Appropriations Limit (Gann Act)

PUBLIC HEARING

7. **Report by Director of Administrative Services** – Continuation of Cypress Hollow Landscaping & Lighting Special Assessment District
 - a) A Resolution of the Town Council of the Town of Tiburon
Continuing Maintenance and Operation of the Landscape
And Lighting District in the Cypress Hollow Subdivision in
Fiscal/Tax Year 2004-2005

COUNCIL, COMMITTEE AND COMMISSION REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – June 18, 2004

Town Council Weekly Digest – June 25, 2004

Town Council Weekly Digest – July 2, 2004

ADJOURNMENT

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

- Town of Tiburon Permit Application for Irrigation Well at Blackie's Pasture – (July 21)
- Introduction of New Reserve Police Office Gunnar Googins – (July 21)
- Permanent Restroom Facility at South Knoll Park
- FY 2004-05 Drainage Improvements Plans and Specifications
- General Plan Update: Parks & Recreation Element – (August)
- Lyford Cove Undergrounding of Utilities Assessment District Preliminary Engineer's Report – (August)
- Landslide Repair Policy
- County-wide General Services JPA
- Proposed Erosion and Siltation Control Ordinance
- Revised Street Impact Fee Schedule
- Pilgrim Heights Proposed Undergrounding of Utilities Assessment District
- Raccoon Lane Proposed Undergrounding of Utilities District
- Waiver of Annexation Agreement; 3535 Paradise Drive