



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

November 16, 2005
5:30 P.M. – Closed Session
7:30 P.M. – 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.ci.tiburon.ca.us.

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 – THREATENED LITIGATION

(Section 54956.9(b))

Threatened Litigation by County of Marin

CALL TO ORDER AND ROLL CALL

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

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.

RECOGNITION OF OUTGOING PLANNING COMMISSIONER WAYNE SNOW

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** – November 2, 2005
2. **Recommendation by Director of Administrative Services** – Accept Town Monthly Investment Summary for October 2005
3. **Recommendation by Planning Manager** – Denial of Appeal of Design Review Board Approval of Site Plan and Architectural Review to Construct new Single Family Dwelling at 77 Round Hill Road
 - a) A Resolution of the Town Council of the Town of Tiburon Denying an Appeal by Charles and Dale Sofnas of the Design Review Board Approval of Site Plan and Architectural Review to Construct a new Single Family Dwelling at 77 Round Hill Road – AP No. 58-301-36

4. **Recommendation by Mayor** – Amendment to Town Manager Employment Agreement
 - a) A Resolution of the Town Council of the Town of Tiburon
Accepting a Beneficial Interest in a Deed of Trust to
Secure a Loan to the Town Manager
5. **Recommendation by Mayor** – Amendment to Town Attorney Employment Agreement
6. **Recommendation by Town Manager** – Tiburon Peninsula Chamber of Commerce 2005 Citizen of the Year
 - a) A Resolution of the Town Council of the Town of Tiburon
Commending Jim Mitchell upon his Selection by the
Tiburon Peninsula Chamber of Commerce as the
2005 Citizen of the Year
7. **Recommendation by Interim Director of Public Works/Town Engineer** – Notice of Completion for South of Knoll Restroom
8. **Recommendation by Interim Director of Public Works/Town Engineer** – Award of Contract and Budget Amendment to Televis Storm Drains
9. **Report by Interim Director of Public Works/Town Engineer** – Pavement Management Update

PUBLIC HEARING

10. **Recommendation by Planning Manager** – Application to Amend Hours of Operation for St. Hilary Gymnasium (Conditional Use Permit)

Applicant: St. Hilary's Catholic Church
Address: 761 Hilary Drive
AP No. 55-253-20 & 55-221-06
 - a) A Resolution of the Town Council of the Town of Tiburon
Approving Modifications to the St. Hilary Church and School
Conditional Use Permit at 761 Hilary Drive
Assessor Parcel Nos. 055-253-20 & 055-221-06

REGULAR AGENDA

11. **Report by Interim Director of Public Works/Town Engineer** – Discussion of Fountain Plaza Conceptual Improvements

COUNCIL AND COMMITTEE REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – November 4, 2005

Town Council Weekly Digest – November 11, 2005

ADJOURNMENT

FUTURE TOWN COUNCIL MEETINGS and ACTIVITIES:

- November 30, 2005 (Jt. Meeting with RUSD)
- December 7, 2005 (Certification of Vote and Election of new Mayor)
- December 14, 2005 (Town Holiday Party)

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

- Consideration of new Light Standards on Tiburon Boulevard
- Lyford Cove Utility Undergrounding Assessment District Award of Contract – (Dec. 7)
- Adoption of Annual Town Council Appointments List – (Dec. 7)
- Award of Contract and Budget Amendment for Organizational and Operational Review of the Belvedere-Tiburon Jt. Recreation Department