



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

November 2, 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 – EXISTING LITIGATION

(Section 54956.9(a))

Bonander and Mulberg v. Town of Tiburon

CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION

(Section 54956.9(b))

Threatened Litigation by County of Marin

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

(Section 54956.9(c))

[Code Violations at 28 Meadowhill Drive]
Initiation of Litigation

CONFERENCE WITH LABOR NEGOTIATOR

(Section 54957.6)

Bargaining Unit: SEIU 949
Negotiator: Town Manager and Director of Administrative Services

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

(Section 54957)

Title: Town Manager
Town Attorney

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.

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** – October 19, 2005
2. **Recommendation by Councilmember Fredericks** – Support Local Schools in Opposition of Proposition 76
 - a) A Resolution of the Town Council of the Town of Tiburon in Support of Local Schools and in Opposition to the California Live Within Our Means Act - (Proposition 76)
3. **Recommendation by Director of Administrative Services** – Accept First Quarter Financial Report for FY 2005-06
4. **Recommendation by Town Manager** – Appoint Tiburon Representative (to Replace Public Works Director/Town Engineer Echols) to MarinMap Steering Committee as required by MarinMap Joint Exercise of Powers Agreement
5. **Recommendation by Director of Administrative Services** – Approval of Memorandum of Understanding between Town and Service Employees International Union (SEIU 949)
6. **Recommendation by Interim Director of Public Works/Town Engineer** – South of Knoll Park Tot Lot Renovation Contract

PUBLIC HEARING

7. **Report by Planning Manager** – Appeal of Design Review Board Approval of Site Plan and Architectural Review to Construct new Single Family Dwelling at 77 Round Hill Road

Applicant: Carl Weissensee
Appellant: Charles and Dale Sofnas, 75 Round Hill Road
Address: 77 Round Hill Road
Assessor Parcel No. 58-301-36

8. **Recommendation by Director of Community Development and Planning Manager** – Zoning Ordinance Amendment to add a Section Regulating Antennas and Wireless Communication Facilities; Consideration of Wireless Communication Facilities Standards

Second reading and adoption of Ordinance

- a) An Ordinance of the Town Council of the Town of Tiburon Amending Provisions of Chapter 16 (Zoning) of the Tiburon Municipal Code regarding Wireless Communication Facilities
- b) A Resolution of the Town Council of the Town of Tiburon Adopting Revised Standards for Wireless Communication Facilities (WCFS)

COUNCIL AND COMMITTEE REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – October 21, 2005

Town Council Weekly Digest – October 28, 2005

ADJOURNMENT

FUTURE TOWN COUNCIL MEETINGS and ACTIVITIES:

- November 8, 2005 (Town Council Election)
- November 16, 2005 (Regular Meeting)
- November 30, 2005 (Jt. Meeting with RUSD)
- December 7, 2005 (Installation of new Mayor)
- December 14, 2005 (Town Holiday Party)

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

- Notice of Completion – South Knoll Restroom
- Award of Contract to Televiser Storm Drains
- Application to Amend Hours of Operation for St. Hilary Gymnasium – (Nov. 16)
- Consideration of new Light Standards on Tiburon Boulevard – (Nov. 16)
- Consideration of replacement Trees at Tiburon Fountain Plaza – (Nov. 16)
- Annual Street Report – Tiburon PCI – (Nov. 16)
- Recognition of Outgoing Planning Commission Wayne Snow – (Nov. 16)
- Lyford Cove Utility Undergrounding Assessment District Award of Contract – (Dec. 7)