



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

September 21, 2005
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

CALL TO ORDER AND ROLL CALL

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

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.

REPORTS FROM TOWN BOARDS, COMMISSIONS AND COMMITTEES

- Marin Commission on Aging – Allan Bortel

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 7, 2005
2. **Recommendation by Director of Administrative Services** – Accept Town Monthly Investment Summary – August 2005
3. **Recommendation by Director of Public Works/Town Engineer** – Accept 2004-05 Street Rehabilitation Project as Complete
 - a) A Resolution of the Town Council of the Town of Tiburon Accepting 2005 Street Rehabilitation Program
4. **Recommendation by Director of Public Works/Town Engineer** – List of Streets for 2005-06 Street Rehabilitation Project
5. **Recommendation by Project Coordinator** – Approval of Lyford Cove Utility Undergrounding Assessment District Plans and Specifications for Re-bid of Contract
6. **Recommendation by Advance Planner** – Annual General Plan Status Report for FY 2004-2005

7. **Recommendation by Director of Community Development** – Application for Irrigation Well Permit
– *continued from August 17, 2005*

Property Owner: Sharam Tajback
Address: 3 Francisco Vista
Assessor Parcel No. 039-111-11

REGULAR AGENDA

8. **Recommendation by Director of Public Works/Town Engineer** – Affirm Town Council
Prioritization of Rule 20A Public Utility Undergrounding Funds
9. **Recommendation by Director of Public Works/Town Engineer** – Town Council Policy Regarding
Street Repairs in Conjunction with Utility Undergrounding Projects
10. **Recommendation by Director of Community Development** – New General Plan Implementation
Program Prioritization

PUBLIC HEARING

11. **Recommendation by Town Attorney and Director of Community Development** – Economic
Exception Ordinance – *continued from September 7, 2005*

Introduction and First Reading of Ordinance

- a) An Ordinance of the Town Council of the Town of Tiburon
Adding a new Article VII to Title IV, Chapter 16 of the
Tiburon Municipal Code regarding Economic Exceptions

COUNCIL AND COMMITTEE REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – September 9, 2005

Town Council Weekly Digest – September 16, 2005

ADJOURNMENT

FUTURE MEETINGS:

- TOWN COUNCIL/HOMEOWNER'S ASSOC. SUMMIT - Saturday, October 1, 2005
– 10:00 a.m. (Founder's Room at Belvedere-Tiburon Library)
- LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE – October 5-8, 2005
(Moscone Center, San Francisco)
- RUSD SCHOOL BOARD CANDIDATE FORUM – Tuesday, October 11, 2005 –
7:00 p.m. (Town Council Chambers)
- TOWN COUNCIL CANDIDATE FORUM – Tuesday, October 18, 2005 –
7:00 p.m. (Town Council Chambers)
- TOWN COUNCIL/RUSD JT. MEETING – Wednesday, November 30, 2005 –
7:30 p.m. (Town Council Chambers)

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

- Town Manager/Town Attorney Annual Performance Review – (October 5)
- Risk Management Presentation – (October 5)
- Encroachment Ordinance – (October 5)
- Harris & Association Contract for new Deputy Town Engineer – (October 5)
- South Knoll Playground Renovation Award of Contract – (October 19)
- Award of Contract to Televiser Storm Drains – (October 19)
- Award of Contract/Railroad Marsh Maintenance and Cat-tail Removal – (October 19)
- Appeal of Planning Commission Denial of Conditional Use Permit Application for 2nd Story Banquet Facility Expansion Plan for Caprice Restaurant – (continued to **NEW date** of October 19)
- 1st Quarter Financial Report – (October)
- Redevelopment Agency Annual Report – (October)
- Annual COPS Resolution – (October)
- Wireless Communication Facilities Ordinance
- Appeal of Design Review Board Approval of Site Plan and Architectural Review – 77 Round Hill Road – (November 2)