



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

January 4, 2006
6:15 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))

Town of Tiburon v. Sylvia

Bonander 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))

Initiation of Litigation – One Case

CALL TO ORDER AND ROLL CALL

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

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** – November 30, 2005
2. **Approval of Town Council Minutes** – December 7, 2005
3. **Approval of Town Council Minutes** – December 15, 2005

4. **Recommendation by Director of Administrative Services** – Accept Town Monthly Investment Summary – November 2005
5. **Recommendation by Interim Director of Public Works** – Adopt Disadvantaged Business Enterprise (DBE) Program
 - a) A Resolution of the Town Council of the Town of Tiburon Adopting the Disadvantaged Business Enterprise Annual Overall Goal for 2005-06

REGULAR AGENDA

6. **Recommendation by Town Clerk** – Announcement of Pending Vacancies on Town Boards, Commissions and Committees
7. **Recommendation by Mayor** – Town Councilmember Committee Appointments
8. **Recommendation by Director of Community Development** – Adopt Annual Fee Reports
 - a) Annual Reporting of Development Project Fees
 - b) Housing In-Lieu Fee Report and Findings
9. **Report by Interim Director of Public Works** – Pavement Management Update

PUBLIC HEARING

10. **Recommendation by Interim Director of Public Works and Project Coordinator** – Consider Actions Pertaining to Formation of Lyford Cove Utility Undergrounding Supplemental Assessment District
 - a) A Resolution of the Town Council of the Town of Tiburon of Intention to Make Acquisitions and Improvements Town of Tiburon – Lyford Cove Utility Undergrounding Supplemental Assessment District
11. **Recommendation by Planning Manager** – Adopt FEIR for Proposed Five Lot Residential Development (Ling Precise Development Plan) located at the end of Stony Hill Road; AP No. 055-261-10
 - a) A Resolution of the Town Council of the Town of Tiburon Certifying the Final Environmental Impact Report (FEIR) For the Ling Residential Development (PD#24) Assessor Parcel No. 055-261-10

COUNCIL AND COMMITTEE REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – December 9, 2005

Town Council Weekly Digest – December 16, 2005

Town Council Weekly Digest – December 23, 2005

ADJOURNMENT

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

- Accept Annual Town Audit Report FY 2004-05 – (January 18)
- Reallocation of Reserves FY 2005-06 – (January 18)
- Disaster Preparedness Presentation by Dr. Tom Cromwell – (January 18)
- Appeal by Abraham Valentino of fines for expired building permit – (January 18)
- Sam Chapman Statue Presentation – (January 18)
- Funding and Schedule for Friday Nights on Main – (January 18)
- Del Mar Valley Utility Undergrounding District Plans & Specifications – (January 18)
- Amendment to Cypress Hollow Precise Development Plan for additional FAR at 20 Baccharis Place – (January 18)
- Appeal of Design Review Board Approval of Variances for Lot Coverage and FAR at 2 Audrey Court (Tyler Phillips, Applicant; Michael & Kathleen King, Appellants) – (February 1)
- Adoption of Revised Records Retention Schedule – (February 1)
- Recognition of Outgoing and Past Town Commissioners – (February 1)
- Interviews for Vacancies on Town Boards, Commissions & Committees – (February)
- Award of Contract and Budget Amendment for Organizational and Operational Review of the Belvedere-Tiburon Jt. Recreation Department
- Consideration of new Light Standards on Tiburon Boulevard