



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

**March 15, 2006**  
**7:00 P.M. – Closed Session**  
**7:30 P.M. – Regular Meeting**

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### **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](http://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.

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## AGENDA

### CLOSED SESSION

#### **CONFERENCE WITH LABOR NEGOTIATOR**

(Section 54957.6)

Appointment of Heidi Bigall as Interim Town Manager

### CALL TO ORDER AND ROLL CALL

Councilmember Berger, Councilmember Fredericks, Councilmember Slavitz, Vice Mayor Gram, Mayor Smith (Vice Mayor Gram is presiding in Mayor Smith's absence)

### 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. **Recommendation by Town Manager** – Appointment of Interim Town Manager
2. **Recommendation by Director of Administrative Services** – Amend Town Signature Authority
  - a) A Resolution of the Town Council of the Town of Tiburon Authorizing the Signing and Endorsing of Checks and Other Instruments of Payment & Access to Documents Retained in Safekeeping
3. **Recommendation by Town Attorney** – Approve Town Manager Separation Agreement
4. **Recommendation by Director of Administrative Services** - Authorize Budget Amendment for Retention of Ralph Andersen & Associates (Town Manager Recruitment)
5. **Recommendation by Town Manager** – Amend Management Resolution to Reflect Changes to Director of Public Works/Town Engineer Hours and Compensation

- a) A Resolution of the Town Council of the Town of Tiburon  
Repealing Resolution No. 29-2005 and Adopting an Amended  
Management Recognition and Incentive Compensation Program
- 6. **Recommendation by Town Manager** – Authorize Retention of Space Planner for Town Hall
- 7. **Recommendation by Director of Public Works/Town Engineer** – Approve Consulting Agreement  
with CSW Stuber Stroeh for Paradise Drive Study and Authorize Budget Amendment
- 8. **Recommendation by League of California Cities** – Support Constitutional Amendment to Ensure  
State Sales Taxes on Gasoline Go to Fund Transportation Improvements
  - a) A Resolution of the Town Council of the Town of Tiburon  
Supporting a Proposition 42 “Fix “
- 9. **Recommendation by Mayor** – Recognition of Outgoing Town Manager Alex McIntyre
  - a) A Resolution of the Town Council of the Town of Tiburon  
Recognizing and Commending Alex D. McIntyre for his  
Distinguished Service to the Town of Tiburon
- 10. **Recommendation by Director of Public Works/Town Engineer** – Authorize Retention of Pedersen  
Landscape Architects to Prepare Plans and Specifications for Redesign of Fountain Plaza

**PUBLIC HEARING**

- 11. **Recommendation by Director of Public Works/Town Engineer** – Formation of Lyford Cove Utility  
Undergrounding Supplemental Assessment District

*Those homeowners who have not yet submitted a ballot, or those who wish to change their vote on  
the ballot already submitted, may do so at any time up to the close of the Public Hearing.*

- a) Project Summary. There will be a brief summary of the project and proposed financing by  
representatives of the proposed District and Staff.
- b) Public Hearing. Speakers will have three (3) minutes and will be asked to state their name,  
address and identify the property they own or represent within the proposed Assessment  
District.
- c) Submittal of Ballots. The Mayor will ask for the final submittal of ballots to the Town Clerk.
- d) Tabulation of Ballots. The Public Hearing will be closed and the Council will take a short  
recess to allow the Town Clerk time to open and tabulate the ballots.
- e) Results. Based upon the results of the balloting, the Town Council will then discuss the  
matter and determine how to proceed. If the Council decides to proceed with the formation of  
the Assessment District, it will adopt the following resolution:
  - (i) A Resolution of the Town Council of the Town of Tiburon  
Ordering Changes and Modifications – Town of Tiburon,  
Lyford Cove Utility Undergrounding Supplemental  
Assessment District

- (ii) A Resolution of the Town Council of the Town of Tiburon Adopting Engineer's Report, Confirming the Assessment, Ordering the Work and Acquisitions and Directing Actions with Respect thereto – Town of Tiburon, Lyford Cove Utility Undergrounding Supplemental Assessment District

### **REGULAR AGENDA**

12. **Recommendation by Director of Public Works/Town Engineer** – Removal of Additional Trees at Downtown Fountain Plaza (scheduled for Replacement per new Conceptual Landscape Plan) to Accommodate Installation of Fountain Utilities
13. **Recommendation by Director of Community Development** – Consider Recommendations of Ad Hoc Committee on the Organizational and Operational Review of the Community Development Department (Matrix Report) and Authorize Budget Amendments

### **COUNCIL AND COMMITTEE REPORTS**

### **WRITTEN COMMUNICATIONS**

Town Council Weekly Digest – March 3, 2006

Town Council Weekly Digest – March 10, 2006

### **ADJOURNMENT**

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

- Zoning Text Amendments – (April 5)
- Annual Report from Mosquito Abatement District Representative Roger Smith – (April 5)
- Resolution Approving Tiburon Glen Precise Development Plan (PD#22) to Create Three Building Sites on a 26.03 Acre Parcel – (April 5)
- Appeal by Abraham Valentino of Fines for Expired Building Permit and Reactivation fees for Project at 121 Sugarloaf Drive – (April 19)
- 6 Mateo Drive Drainage Issues
- New Light Standards on Tiburon Boulevard
- Interviews for Boards, Commissions & Committees – (DRB & H&A Vacancies, Library Board Pending Vacancy)