



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

April 19, 2006
6:30 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))

Siciliano v. Town of Tiburon

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION

(Section 54956.9(c))

One Case

CALL TO ORDER AND ROLL CALL

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

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** – March 20, 2006
2. **Recommendation by Chief of Police** – Special Event Permit Request to Close Paradise Drive for Classic Car Show on June 18, 2006
3. **Recommendation by Director of Public Works/Town Engineer** – Authorize Bids for 2006 Street Rehabilitation Program
4. **Report by Interim Town Manager** – Accounting of Assessment District Funds and Disposition of Surplus
5. **Recommendation by Interim Town Manager** – Appoint Chief Matt Odetto to Marin Emergency Radio Authority (MERA) Board to replace Alex D. McIntyre as Town Representative

REGULAR AGENDA

6. **Recommendation by Director of Public Works/Town Engineer** – Approve Budget Amendment and Location for transport of cattail vegetation from Railroad Marsh – *continued from April 5, 2006*

7. **Recommendation by Director of Public Works/Town Engineer** – Lyford Cove Utility Undergrounding Assessment District
 - a) Resolution Authorizing Issuance of Limited Obligation Improvement Bonds, Lyford Cove Utility Undergrounding Supplemental Assessment District

 - b) Award of Construction Contract – Maggiora & Ghilotti

8. **Recommendation by Director of Community Development** – Tiburon Glen Project and Mitigation Plan (PD#22); Review of Second Addendum to Certified EIR; 3700 Block of Paradise Drive Near Norman Way; Xanadu Property Holdings, Inc., Owners; AP No. 39-241-01
 - a) A Resolution of the Town Council of the Town of Tiburon Amplifying and Supplementing Provisions of the Tiburon Zoning Ordinance with Respect to Planned Development #22 By Approving the Tiburon Glen Precise Development Plan And Adopting a Mitigation Monitoring Plan Assessor Parcel Number 39-241-01

 - b) A Resolution of the Town Council of the Town of Tiburon Adopting Findings related to the Tiburon Glen Project (PD#22) Pursuant to the California Environmental Quality Act Assessor Parcel Number 39-241-01

PUBLIC HEARING

9. **Recommendation by Director of Community Development** - Amendments to Chapter 16 of the Town Code (Zoning) establishing a) Residential Multiple Planned/Affordable Housing Overlay Zone Regulations and Development Incentives; and b) Prezoning of an Affordable Housing Overlay within the Tiburon Planning Area

Second Reading and Adoption of Ordinances

- a) An Ordinance of the Town Council of the Town of Tiburon Amending Title IV, Chapter 16 (Zoning) of the Tiburon Municipal Code by Making Text Amendments thereto

- b) An Ordinance of the Town Council of the Town of Tiburon Prezoning Unincorporated Territory in the Eagle Rock/ Bay Vista Portion of the Tiburon Planning Area

10. **Report by Building Official** – Appeal of Fines for Expired Building Permit and Reactivation Fees

Appellant: Abraham Valentino
Project Address: 121 Sugarloaf Drive
AP No.: 58-313-03

Continued at Appellant's Request until June 7, 2006

COUNCIL AND COMMITTEE REPORTS

WRITTEN COMMUNICATIONS

Town Council Weekly Digest – April 7, 2006

Town Council Weekly Digest – April 14, 2006

ADJOURNMENT

UPCOMING MEETINGS

- Monday, April 17 – Del Mar Valley Undergrounding Property Owner's Advisory Meeting – 6:00 p.m. (Council Chambers)
- Tuesday, April 18 – Town Council/Design Review Board Workshop – 6:00 p.m. (Community Room)
- Tuesday, May 2 – Town Council/Planning Commission Workshop – 6:00 p.m. (Council Chambers)
- Monday, May 8 – Del Mar Valley Undergrounding Special Town Council Meeting – 7:00 p.m. (Council Chambers)

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

- Interviews for Library Board of Directors Pending Vacancy
- League of California Cities Recommendation for Telecommunications Principals
- Agreements with County of Marin for Dispatch and RMS (Record-keeping) Services