



TOWN OF TIBURON
Tiburon Town Hall
1505 Tiburon Boulevard
Tiburon, CA 94920

Regular Meeting
Tiburon Town Council
November 7, 2007
7:30 p.m.
6:00 p.m. - Closed Session & at
end of regular meeting

AGENDA

TIBURON TOWN COUNCIL

CLOSED SESSION – (6:00 p.m.)

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Section 54956.9(a))

Town of Tiburon v. Sylvia; Sylvia v. Town of Tiburon
County of Marin v. Martha Company

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Section 54956.9(b))

Significant exposure to litigation
(One Case)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Section 54957)

Title: Town Manager
Title: Town Attorney

CALL TO ORDER AND ROLL CALL – (7:30 p.m.)

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

CLOSED SESSION ANNOUNCEMENT

ORAL COMMUNICATIONS

Persons wishing to address the Town Council on subjects not on the agenda may do so at this time. Please note however, that the Town Council is not able to undertake extended discussion or action on items not on the agenda. Matters requiring action will be referred to the appropriate Commission, Board, Committee or staff for consideration or placed on a future Town Council meeting agenda. Please limit your comments to 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 Town Council, public or staff to remove an item for separate discussion and consideration. If you wish to speak on a Consent Calendar item, please seek recognition by the Mayor and do so at this time.

1. **Town Council Minutes** – Adopt October 17, 2007 Minutes (Town Clerk Crane Iacopi)
2. **Town Investment Summary** – Accept September 2007 Report (Director of Administrative Services Bigall)
3. **Marin Emergency Radio Authority** – Appoint Chief of Police Cronin to replace Town Manager Curran on Board of Directors (Town Manager Curran)
4. **Commendation** – Adopt Resolution Commending Diane Smith as Citizen of the Year (Town Manager Curran)

ACTION ITEMS

1. **Holiday Tree** – Request by Chamber of Commerce for contribution to purchase Holiday Tree (Town Manager Curran)
2. **“Late Mail” Policy** – Consider Adoption of a Written Town Policy regarding “Late Mail” (Director of Community Development Anderson)
3. **Reed Ranch Road Acceleration Lane** – Award of Contract to Ghilotti Bros. and budget amendment (Director of Public Works/Town Engineer Nguyen)
4. **275 Diviso Street** – Authorize Town Manager to enter into negotiations to obtain public access over a portion of property located 275 Diviso Street owned by Mr. Avi Ron (Town Manager Curran) – *adjourn to closed session at end of meeting*

PUBLIC HEARINGS

1. **Appeal of Design Review Board Decision** – Consider appeal of Design Review Board’s decision to deny a request for Site Plan and Architectural Review to construct additions to an existing single-family dwelling, with variances and excess lot coverages (Associate Planner Tyler)

Property Address: 9 Burrell Court
Assessor Parcel No: 034-302-05
Applicant/Appellant: Firuze Hariri

TOWN COUNCIL REPORTS

TOWN MANAGER'S REPORT

- Recommendation regarding cancellation of November 21 and December 19, 2007 regular meetings

WEEKLY DIGESTS

- Town Council Weekly Digest – October 19, 2007
- Town Council Weekly Digest – October 26, 2007
- Town Council Weekly Digest – November 2, 2007

ADJOURNMENT – to closed session

CLOSED SESSION

CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Section 54956.8)

Property: Portion of 275 Diviso Street
APN #059-071-51

Agency negotiator: Town Manager

Negotiating Parties: Town of Tiburon and Avi Ron

Negotiation: Price and terms of payment

CLOSED SESSION ANNOUNCEMENT

ADJOURNMENT – to December 5, 2007 regular meeting

GENERAL PUBLIC INFORMATION

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 at the public counter located at Tiburon Town Hall, 1505 Tiburon Boulevard, and at the Belvedere-Tiburon Library located adjacent to Town Hall (1501 Tiburon Boulevard) during normal business hours prior to the Council meeting.

In addition, agendas, minutes and staff reports are posted on the Town's website, www.ci.tiburon.ca.us.

Any documents produced by the Town and distributed to a majority of the Town Council regarding any item on this agenda, including agenda-related documents produced by the Town after distribution of the agenda packet 72 hours in advance of the Council meeting, will be available for public inspection at Town Hall, 1505 Tiburon Boulevard, Tiburon CA 94920.

Closed session and privileged documents are not subject to these requirements.

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.