



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

Regular Meeting
Tiburon Town Council
November 5, 2008
Closed Session – 5:45 p.m.
Interview – 7:15 p.m.
Regular Meeting – 7:30 p.m.

AGENDA

TIBURON TOWN COUNCIL

CLOSED SESSION – (5:45 p.m.)

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

Town of Tiburon v. Sylvia; Sylvia v. Town of Tiburon
Wayne et al. v. Town of Tiburon
Bonander et al. v. Town of Tiburon;
In re Del Mar Supplemental Utility Undergrounding District;
Mostyn v. Town of Tiburon et al.

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

Claim of Bob Gilles
Claim of Sandra Esposito and Robert Malasky

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Section 54957)

Title: Town Attorney

INTERVIEW – 7:15 p.m.

- Jane Jacobs, 44 Lyford Drive (Jt. Recreation Committee)

CALL TO ORDER AND ROLL CALL

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

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION, IF ANY

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 minutes of October 15, 2008 meeting (Town Clerk Crane Iacopi)
2. **Business of the Year** – Adopt resolution commending Larry Hadley and Ireland-Robinson Hadley upon receipt of the Chamber of Commerce 2008 Business of the Year award (Town Clerk Crane Iacopi)
3. **Town Manager Contract** – Adopt amended contract for FY 2008-09 (Town Attorney Danforth)
4. **Open Space Management Plan** – Authorize Town Manager to negotiate and execute an agreement with LSA Associates (Director of Community Development Anderson & Director of Public Works/Town Engineer Nguyen)

ACTION ITEMS

1. **Appointments to Boards, Commissions & Committees** – Consider appointment to fill vacancy on Jt. Recreation Committee (Town Clerk Crane Iacopi)

PUBLIC HEARINGS

1. **Marin Clean Energy** – Consider ordinance establishing joint powers authority (Town Manager Curran and Town Attorney Danforth) - Introduction & first reading of ordinance
2. **Construction Noise on Saturdays and Noise from Tree Work on Weekends and Holidays** – (Director of Community Development Anderson)
 - a) Consider amendment of Title IV, Chapter 13 of Town Code to prohibit or reduce work hours on Saturdays pursuant to a building permit – Introduction & first reading of ordinance;
 - b) Consider standardized conditions of approval on Tree Permits and Encroachment Permits to prohibit work on weekends and holidays

TOWN COUNCIL REPORTS

TOWN MANAGER'S REPORT

- Request to form ad hoc subcommittees for:
 - a) Corporation Yard Redevelopment
 - b) Lyford Drive Parking Area
 - c) Recreation Master Plan

WEEKLY DIGESTS

- Town Council Weekly Digest – October 17, 2008
- Town Council Weekly Digest – October 24, 2008
- Town Council Weekly Digest – October 31, 2008

ADJOURNMENT

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 and inspection at Town Hall and at the Belvedere-Tiburon Library located adjacent to Town Hall. Agendas and staff reports are posted on the Town's website, www.ci.tiburon.ca.us.

Materials related to an item on this agenda submitted to the Town Council after distribution of the agenda packet are available for public inspection at Town Hall during normal business hours.

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.