



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

Regular Meeting
Tiburon Town Council
January 6, 2010
Regular Meeting – 7:30 p.m.
Closed Session – 6:00 p.m.

AGENDA

TIBURON TOWN COUNCIL

CLOSED SESSION – (6:00 p.m.)

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

Bonander v. Town of Tiburon

Town of Tiburon v. All Persons Interested (Del Mar Valley Underdergrounding)

Mostyn v. Town of Tiburon et al.

CALL TO ORDER AND ROLL CALL

Councilmember Fraser, Councilmember Fredericks, Councilmember O'Donnell, Vice Mayor Slavitz, Mayor Collins

CLOSED SESSION ANNOUNCEMENT, 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 November 18, 2009 regular meeting (Town Clerk Crane Iacopi)
2. **Town Council Minutes** – Adopt minutes of December 2, 2009 regular meeting (Town Clerk Crane Iacopi)
3. **Town Council Minutes** – Adopt minutes of December 7, 2009 special meeting (Town Clerk Crane Iacopi)
4. **Vacancies on Town Boards and Commissions** – Announcement of current and pending vacancies on Town Boards and Commissions in 2010 (Town Clerk Crane Iacopi)
5. **Town Check Signature Authority** – Update resolution to give newly elected officials Town check-signing authority (Director of Administrative Services Bigall)
6. **Town Manager Employment Agreement** – Adopt and authorize the Mayor to execute the Third Amendment to Town Manager’s Employment Agreement (Town Attorney Danforth)
7. **Annual Development Fee Report** – Receive annual report on the status of the Town’s Development Impact Fees pursuant to the California Government Code (Director of Community Development Anderson)
8. **Street Impact Fees** – Receive required five-year report of the Town’s Street Impact Fees and adopt resolution making the required findings pursuant to California Government Code (Director of Community Development Anderson)
9. **22 Mercury Avenue Appeal** – Adopt resolution waiving fees for reapplication with respect to an Appeal of the Design Review Board’s decision to approve a site plan and architectural review application for the construction of a new Single-Family dwelling (Director of Community Development Anderson)
10. **Marin Energy Authority Participation** – Review of Marin Energy Authority contract for renewable electric power (Marin Clean Energy Community Choice Aggregation) and affirmation of December 7, 2009 decision to remain in the Marin Energy Authority to permit participation in the program (Town Manager Curran/Town Attorney Danforth)
11. **Marin Emergency Radio Authority Bond** – Adopt resolution approving and directing the execution of a Restated Operating Agreement, approve an Official Statement, and direct related actions in connection with the refinancing of the County-wide public safety radio system (MERA) – (Director of Administrative Services Bigall)
12. **Irrigation Water Well at 1600 Mar West Street** – Approve water well application to install and operate a non-potable (irrigation) well at the Tiburon Peninsula Club (Director of Community Development Anderson)

ACTION ITEMS

1. **Town Council Committee Appointments** – Recommendation to update Council Committee Appointments list to reflect new committee assignments (Mayor Collins/Town Manager Curran)

2. **Ritter Center Art House** – Request of Chamber of Commerce to co-sponsor and locate an “Art House” on the Fountain Plaza (Town Manager Curran)

PUBLIC HEARINGS

1. **Amendments to Building Code** – Miscellaneous Amendments to Title IV, Chapter 13 (Building Regulations) of the Tiburon Municipal Code – First Reading of Ordinance (Director of Community Development Anderson)
2. **Amendments to Leaf Blower Ordinance** – Repeal of Title VI, Chapter 30 (Leaf Blowers and Hedge Trimmers) of the Tiburon Municipal Code, and adoption of a new Title VI, Chapter 30 (Leaf Blowers and Hedge Trimmers) – First Reading of Ordinance (Director of Community Development Anderson)
3. **Introduction of Zoning Ordinance Amendments** – Introduction and Overview of Comprehensive Reformatting and Text Amendments to the Tiburon Zoning Ordinance (Director of Community Development Anderson)

TOWN COUNCIL REPORTS

TOWN MANAGER’S REPORT

WEEKLY DIGESTS

- Town Council Weekly Digest – December 11, 2009
- Town Council Weekly Digest – December 18, 2009
- Town Council Weekly Digest – December 25, 2009

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 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.