



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

Regular Meeting
Tiburon Town Council
March 2, 2011
Closed Session – 6:15 p.m.
Regular Meeting – 7:30 p.m.

AGENDA
TIBURON TOWN COUNCIL
&
TIBURON REDEVELOPMENT AGENCY

CLOSED SESSION – (6:15 p.m.)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)

Title: Town Attorney

CONFERENCE WITH LEGAL COUNSEL – INITIATION OF LITIGATION
(Subdivision (c) of Government Code Section 54956.9)

Claims relating to Del Mar Undergrounding Litigation

CALL TO ORDER AND ROLL CALL

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

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.

PRESENTATION

- Independent Campaign Expenditure Ordinance (Elissa Giambastiani)

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 February 8, 2011 Special Meeting/Retreat (Town Manager Curran)
2. **Town Investment Summary** – Accept January 2011 report (Director of Administrative Services Bigall)
3. **CVS Pharmacy** – Resolutions denying the CVS appeal and partially upholding the Pt. Tiburon Marsh neighbors' appeal of the Planning Commission decision to approve a conditional use permit to operate a drug store and pharmacy in a building previously occupied by a grocery store (Planning Manager Watrous)

Assessor Parcel No.: 058-171-88 & 89
Address: 1599 Tiburon Boulevard
Appellants: Cres Van Keulen, Neal Toft, Terry Hennessy and Patricia Goss
Applicant/Appellant: Armstrong Development Properties, Inc.

4. **Repeal of Zoning Ordinance-Based Green Building Regulations** – Adoption of an ordinance repealing Article IX (Green Building) and related sections of Chapter 16 (Zoning) of the Tiburon Municipal Code (Director of Community Development Anderson)
5. **Repeal of Zoning Ordinance-Based Green Building Regulations** – Adoption of a resolution rescinding Green Building Standards from the current zoning-based system (Director of Community Development Anderson)
6. **Fair Housing Month** – Proclamation in support of April 2011 Fair Housing Month in Tiburon (Town Clerk Crane Iacopi)
7. **Agreement with Franchise Tax Board** – Authorize Town Manager to enter into an agreement with the California Franchise Tax Board for Exchange of Tax Date Information (Director of Administrative Services Bigall)
8. **2010 Street Rehabilitation Project** – Adopt resolution accepting the work and authorize the filing of the Notice of Completion (Director of Public Works/Town Engineer Nguyen)
9. **Purchase of Unit at Chandler's Gate** – Recommendation to approve a loan to Marin Housing Authority for Below Market Rate Unit at Chandler's Gate (Director of Administrative Services Bigall)

ACTION ITEMS

1. **Annual General Plan Implementation Report** – Consider Acceptance of the annual General Plan Implementation Status Report for Calendar Year 2010 (Director of Community Development Anderson)

2. **Solar Panel Policy** – Consider adoption of resolution amending Town of Tiburon’s “Policy for Solar Collector Panels” (Director of Community Development Anderson)
3. **Appointments to Boards, Commissions and Committees** – Consider reappointment of board and commission members whose terms expired at the end of February 2011 (Town Clerk Crane Iacopi)

PUBLIC HEARINGS

1. **Tiburon Tourism Business Improvement District (BID)** – Protest hearing; Introduction and 1st reading of ordinance concerning proposed increase to assessment to lodging establishments within the Tiburon BID (Town Attorney Danforth)

TOWN COUNCIL REPORTS

TOWN MANAGER’S REPORT

WEEKLY DIGESTS

- Town Council Weekly Digest – February 18, 2011
- Town Council Weekly Digest – February 25, 2011

ADJOURNMENT – to a meeting of the Tiburon Redevelopment Agency

TIBURON REDEVELOPMENT AGENCY AGENDA

CALL TO ORDER AND ROLL CALL

Boardmember Collins, Boardmember Fredericks, Boardmember O’Donnell, Vice Chair Fraser, Chair Slavitz

ORAL COMMUNICATIONS

BUSINESS MEETING

1. **Cecilia Place** – Recommendation to authorize the Town Manager to Negotiate and Execute a Subordination, Non-Disturbance and Attornment Agreement to facilitate installation of photovoltaic panels on Cecilia Place (Agency Counsel Danforth)

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.