



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

Regular Meeting  
Tiburon Town Council  
July 6, 2011  
Meeting time – 7:30 p.m.  
Closed Session – 7:00 p.m.

## AGENDA

### TIBURON TOWN COUNCIL

CLOSED SESSION – (7:00 p.m.)

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
(Subdivision (a) of Government Code Section 54956.9)

*Lowenberg v. Town of Tiburon*

#### CALL TO ORDER AND ROLL CALL

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

#### PRESENTATIONS

- Commendation for Carol Rayner – Flower Baskets on Tiburon Boulevard

#### 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 the June 7 special meeting (Town Clerk Crane Iacopi)
2. **Town Council Minutes** – Adopt minutes of the June 15 regular meeting (Town Clerk Crane Iacopi)

3. **Town Investment Summary** – Adopt report for month ending May 31, 2011 (Director of Administrative Services Bigall)
4. **Annexation Agreement** – Approve future annexation agreement for property located at 4970 Ranch Road, AP No. 038-041-39; Kenneth and Charlene Ip, Owners and Applicants (Director of Community Development Anderson)
5. **FY 2011-12 Budget Resolutions/Employment Contracts** – Approve and adopt the following: a) Management compensation program resolution; b) Mid-management compensation program resolution; c) Service Employees International Union (SEIU) contract; d) Tiburon Police Association (TPA) contract (Director of Administrative Services Bigall)
6. **Solid Waste Ordinance** – Repeal and adoption of a new Chapter 26 of the Town Code, Ordinance Governing Solid Waste Storage, Collection and Disposal (Town Attorney Danforth)
7. **Creation of Building Code Appeals Board** – a) Adopt ordinance amending Chapter 13 (Building Ordinance) of the Town Code to reference a Building Code Appeals Board; b) rescind Resolution No. 31-2011 and adopt revised resolution creating the Tiburon Building Code Appeals Board (Director of Community Development Anderson)
8. **Claims Ordinance** – Adopt new Chapter 3B of the Town Code, Ordinance Governing Claims against the Town (Town Attorney Danforth)
9. **Sam Chapman Monument** – Update on proposed monument for Sam Chapman at Point Tiburon Plaza (Director of Community Development Anderson)

### PUBLIC HEARINGS

1. **Smoking Ordinance** – Introduction and first reading of an ordinance repealing Title VI, Chapter 28 (Smoking & Tobacco Regulations) and adopting a new Title VI, Chapter 28 of the Tiburon Municipal Code (Director of Community Development Anderson)
2. **65 Reed Ranch Road Appeal** – Consider appeal of Design Review Board approval of a site plan and architectural review for construction of additions to an existing single-family dwelling at 65 Reed Ranch Road (Planning Manager Watrous)
  - AP No. 038-301-35
  - James Parsons and Andrea Hong, Owners
  - Jeffrey Wong, Applicant
  - Dan Mihalovich, Appellant
3. **Mill Valley Refuse Service** – Further consideration of the proposed Mill Valley Refuse Service rate increase (Town Manager Curran; Director of Administrative Services Bigall)
  - *continued from the June 15 regular meeting*

### TOWN COUNCIL REPORTS

- Report from TAM delegate Alice Fredericks

## TOWN MANAGER'S REPORT

- Marketing and Communications Task Force Interview Process

## WEEKLY DIGESTS

- Town Council Weekly Digest – June 17, 2011
- Town Council Weekly Digest – June 24, 2011
- Town Council Weekly Digest – July 1, 2011

## 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](http://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.