

**TOWN COUNCIL
MINUTES**

CALL TO ORDER

Mayor Berger called the regular meeting of the Tiburon Town Council to order at 7:30 p.m. on Wednesday, December 7, 2005 , in Town Council Chambers, 1505 Tiburon Boulevard, Tiburon, California.

ROLL CALL

PRESENT: COUNCILMEMBERS: Berger, Fredericks, Gram, Slavitz, Smith

PRESENT: EX OFFICIO: Town Manager McIntyre, Town Attorney Danforth,
Director of Community Development Anderson,
Chief of Police Odetto, Town Clerk Crane Iacopi

Prior to the regular meeting, beginning at 6:30 p.m., the Council met in closed session to discuss the following:

CLOSED SESSION

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

Town of Tiburon v. Sylvia

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

Threatened Litigation by County of Marin

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

Initiation of Litigation – One Case

ANNOUNCEMENT OF ACTION TAKEN IN CLOSED SESSION, IF ANY

Mayor Berger said that no action was taken on the matters discussed in closed session.

ORAL COMMUNICATIONS

None.

CONSENT CALENDAR

1. **Approval of Town Council Minutes** – November 16, 2005
2. **Recommendation by Director of Community Development** – Approve Services Agreement for Contract Planner for Kol Shofar Project
3. **Recommendation by Director of Community Development** – Approve Services Agreement for Contract Planner for Parente/Amerippon Project
4. **Recommendation Town Clerk** – Annual Adoption of Town Council Appointments List
5. **Recommendation by Town Clerk** – Certification of November 8, 2005 Election
 - a) A Resolution of the Town Council of the Town of Tiburon Certifying the Results of the November 8, 2005 Municipal Election for the Purpose of Electing Three Councilmembers

MOTION: To adopt Consent Calendar Item Nos. 1 through 5, above.

Moved: Fredericks, seconded by Slavitz

Vote: AYES: Unanimous

REORGANIZATION OF TOWN COUNCIL

SWEARING IN OF NEW TOWN COUNCILMEMBERS

Town Clerk Crane Iacopi administered the oath of office to the three Councilmembers who had been re-elected: Berger, Fredericks and Gram.

TOWN COUNCIL COMMENTS

Outgoing Mayor Berger remarked on his past year as Mayor. First of all, he thanked his wife, Piper, for allowing him to take the time to serve; then, he thanked his fellow Councilmembers for an enjoyable and fruitful year and for their respect and friendship on the Council. He said that he looked forward to four more years of friendship and achievement for the Town.

Mayor Berger also thanked the Town staff and people of Tiburon who, he said, “showed me how to be Mayor and how to treat them.”

Councilmember Gram said that it had been a wonderful year and that Mayor Berger had done a great job.

Councilmember Fredericks commented that serving with Berger was like having a younger brother on the Council who she could tease; however, she said that Berger “always said what needed to be said, and most eloquently.” She also said how much she appreciated his enthusiasm and the energy he brought to the Council.

Councilmember Slavitz said that Mayor Berger had created a connection with the business district during his tenure and had provided invaluable assistance to the Council.

Vice Mayor Smith listed some of Mayor Berger’s achievements during the past year: adoption of the General Plan, selection of an artist and artwork for the downtown fountain plaza; the success of Friday Nights on Main.

The Vice Mayor further commented on the way the Council worked together by listening to each other and maintaining respect for each other.

ELECTION OF MAYOR

Mayor Berger said that he would entertain nominations for the Office of Mayor and conduct the election.

MOTION: To nominate Paul Smith for Mayor
Moved: Fredericks, seconded by Slavitz
Vote: AYES: Unanimous

ELECTION OF VICE MAYOR

Mayor-elect Smith conducted the election of Vice Mayor.

MOTION: To nominate Tom Gram for Vice Mayor
Moved: Slavitz, seconded by Fredericks
Vote: AYES: Unanimous

TOWN COUNCIL COMMENTS

Mayor-elect Smith said that Gram was the most experienced member of the Town Council and that his institutional knowledge would be invaluable.

COUNCIL AND COMMITTEE REPORTS

None.

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WRITTEN COMMUNICATIONS

Town Council Weekly Digest – November 18, 2005

Town Council Weekly Digest – November 25, 2005

Town Council Weekly Digest – December 1, 2005

ADJOURNMENT

There being no further business before the Town Council of the Town of Tiburon, Mayor-elect Smith adjourned the meeting at 7:52 p.m. to a celebration at his home. Smith adjourned the meeting in memory of former Mayor Bill Bremer, who served on the Town Council from 1966 – 1970 and whose widow, Peggy, currently serves on the Heritage & Arts Commission.

PAUL SMITH, MAYOR-ELECT

ATTEST:

DIANE CRANE IACOPI, TOWN CLERK