

**FIRST AMENDMENT TO THE
JOINT POWERS AGREEMENT FOR
BELVEDERE-TIBURON LIBRARY**

This First Amendment to the Joint Powers Agreement For Belvedere-Tiburon Library ("Amendment") is entered into by and between the City of Belvedere ("Belvedere") and the Town of Tiburon ("Tiburon") and shall be effective on the date it is fully executed. Belvedere and Tiburon may be referred to herein as the "Parties."

RECITALS

WHEREAS, in 1995 the Parties entered into a Joint Powers Agreement For Belvedere-Tiburon Library ("JPA Agreement") for the purpose of establishing a new entity to construct, own, and operate, and maintain a new public municipal library under the authority of Education Code Section 18900 et seq.;

WHEREAS, the JPA Agreement established a Library Board of Trustees ("Board") with each appointed Board member serving a 3-year term with the opportunity to be reappointed for one successive term;

WHEREAS, the JPA Agreement referenced certain members of the Board being chosen from a list prepared by the "Peninsula Library Foundation," an organization that no longer exists in the same form as the time when the JPA Agreement was first entered into;

WHEREAS, the Parties seek to amend the JPA Agreement such that:

1. Each Board member would instead serve a 4-year term with the opportunity to be reappointed for one successive term,
2. This Amendment regarding 4-year terms would be effective immediately and apply to currently sitting Board members, and,
3. The provision regarding selection of certain Board members from a list submitted by the "Peninsula Library Foundation" is deleted.

AGREEMENT

NOW, THEREFORE, the Parties do hereby agree as follows:

1. That Paragraph 6 of the original JPA Agreement is hereby deleted and replaced with the following:

"6. Term. The term of office for each Library Board member shall be four (4) years. The terms of the members shall be staggered so that no more than three terms expire during any one year. Members may be reappointed for only one successive term at the discretion of the appointing authority."

2. That the 4-year terms of office for Board members shall be effective immediately and apply to currently sitting members of the Board.

3. That Paragraphs 4 (a) and (b) of the original JPA Agreement are amended as follows:

“4. Membership of the Library Board: The governing board (Library Board of Trustees) shall consist of seven members, residents of Belvedere and Tiburon, appointed as follows:

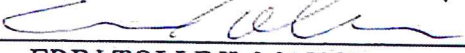
(a.) The Town Council of the Town of Tiburon shall appoint three (3) members of the Library Board.

(b.) The City Council of the City of Belvedere shall appoint three (3) members of the Library Board.

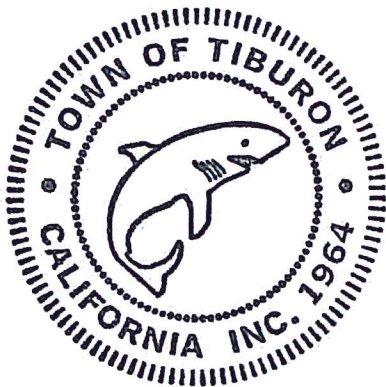
4. That all other terms of the original JPA Agreement shall remain in full force and effect.

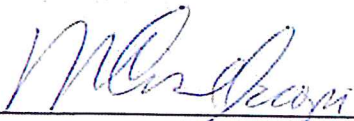
[Original JPA was adopted on April 19, 1995 by the Town Council of the Town of Tiburon, and on May 1, 1995 by the City Council of the City of Belvedere.]

I do hereby certify that the foregoing First Amendment to the Joint Powers Agreement For Belvedere-Tiburon Library was approved by the Town Council of the Town of Tiburon on June 1, 2016.

By: 
ERIN TOLLINI, MAYOR
Town of Tiburon

[Seal]



Attest: 
Diane Crane Iacopi, Town Clerk

I do hereby certify that the foregoing Joint Powers Agreement For Belvedere-Tiburon Library was approved by the City Council of the City of Belvedere on June 13, 2016.

By: Claire McAuliffe
CLAIRE McAULIFFE, MAYOR
City of Belvedere

[Seal]



Attest: Alison Foulis
Alison Foulis, City Clerk