



**Town of Atherton  
CITY COUNCIL AGENDA  
October 20, 1999**

**7:00 p.m.**

**TOWN COUNCIL CHAMBERS  
94 ASHFIELD ROAD  
ATHERTON, CALIFORNIA**

**REGULAR COUNCIL MEETING**

1. **ROLL CALL** Carlson, Conwell, Dudley, Fisher, Chapman
2. **PRESENTATIONS/RECOGNITION**
  - A. **Recognition: Lieutenant Patrick McTaggart, Distinguished Project Award, Saint Mary's College**
3. **COUNCIL REPORTS**
4. **PUBLIC COMMENTS** (only for items which are not on the agenda - limit of three minutes per person)
5. **CITY MANAGER'S REPORT**
6. **POLICE CHIEF'S REPORT**
7. **BUILDING OFFICIAL'S REPORT** - Melinda Kaewert's request that Council address various setback issues.

**Recommendation: Refer matter back to General Plan Committee.**

8. **COMMUNITY ORGANIZATION ROUNDTABLE REPORT** (Directed by Resolution No. 99-6)

**CONSENT CALENDAR** (Items 9 through 12)

9. **APPROVAL OF MINUTES OF REGULAR MEETING OF 9/29/99 AND SPECIAL MEETING 10/11/99**

**Recommendation: Approve Minutes of Regular Meeting of 9/29/99 and Special Meeting of 10/11/99.**

**CONSENT CALENDAR continued**

10. APPROVAL OF BILLS AND CLAIMS FOR SEPTEMBER 3, 1999, THROUGH OCTOBER 14, 1999

Recommendation: Approve bills and claims for September 3, 1999, through October 14, 1999, in the amount of \$933,455.61.

11. APPROVAL OF RESOLUTION NO. 99-\_\_\_, A RESOLUTION OF THE TOWN OF ATHERTON, APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE URBAN FORESTRY GRANT PROGRAM AS PROVIDED THROUGH THE CALIFORNIA TREES FOR THE MILLENNIUM INITIATIVE FUNDED THROUGH THE FOREST RESOURCE IMPROVEMENT FUND

Recommendation: Approve Resolution No. 99-\_\_\_, approving the filing of an application for the "Trees for the Millennium" tree planting grant program by the Atherton Tree Committee.

12. ADOPTION OF ORDINANCE NO. 509, AMENDING CHAPTER 8.16 OF THE ATHERTON MUNICIPAL CODE REGULATING NOISE CONTROL

Recommendation: Adopt Ordinance No. 509, titled, an Ordinance of the Town of Atherton, amending Chapter 8.16 of the Atherton Municipal Code regulating noise control and waive further reading.

**PUBLIC HEARINGS** (Items 13 through 15)

13. **PUBLIC HEARING – FIRST READING AND INTRODUCTION OF ORDINANCE NO. \_\_\_\_\_, AMENDING TITLE 15 OF THE ATHERTON MUNICIPAL CODE, REPEALING ORDINANCE NO. 488 AND ALL OTHERS IN CONFLICT THEREWITH AND ADOPTING CURRENT BUILDING, PLUMBING, MECHANICAL, ADMINISTRATIVE, HOUSING, ELECTRICAL, AND ABATEMENT OF DANGEROUS BUILDING CODES.**

Recommendation: Open public hearing; hear testimony; close public hearing; introduce Ordinance No. \_\_\_\_\_, amending Atherton Municipal Code Title 15 of the Atherton Municipal Code and repealing Ordinance No. 488 and all others in conflict therewith and adopting current building, plumbing, mechanical, administrative, housing electrical, and abatement of dangerous building codes, and waive further reading.

**PUBLIC HEARINGS continued**

14. **PUBLIC HEARING – ADOPTION OF ORDINANCE NO. \_\_\_\_\_, AN ORDINANCE OF THE TOWN OF ATHERTON, AMENDING ATHERTON MUNICIPAL CODE SECTION 17.50 AS RELATED TO LANDSCAPE SCREENING**

**Recommendation:** Open public hearing; hear testimony; close public hearing; adopt Ordinance No. \_\_\_\_\_, amending Atherton Municipal Code Section 17.50 as related to landscape screening and waive further reading.

15. **PUBLIC HEARING – 62 DEBELL (APN 061-271-090), APPEAL DECISION OF PLANNING COMMISSION TO APPROVE A HERITAGE TREE REMOVAL PERMIT**

**Recommendation:** Open public hearing; hear testimony; close public hearing; deny the appeal and approve the Heritage Tree Removal Permit to allow the removal of one heritage tree at 62 DeBell Drive in Atherton.

**REGULAR AGENDA (Items 16 through 19)**

16. **DISCUSSION AND POSSIBLE ACTION TO ENGAGE SERVICES OF AN EXECUTIVE SEARCH FIRM/PUBLIC INPUT**

**Recommendation:** 1) enter into agreement with Ralph Anderson and Associates in an amount not to exceed \$20,000 2) elicit input from citizens regarding hiring of new City Manager 3) authorize City Manager to execute agreement.

17. **APPROVAL OF RESOLUTION NO. 99-\_\_\_\_, CREATING A NEW JOINT POWERS AUTHORITY /AGREEMENT ENTITLED THE “SOUTH BAYSIDE WASTE MANAGEMENT AUTHORITY” (SBWMA)**

**Recommendation:** 1) Adopt Resolution No. 99-\_\_\_\_, attached to the staff report, approving a new Joint Powers Agreement entitled the South Bayside Waste Management Authority, and authorize the Town of Atherton to participate as an “Equity” member; 2) Authorize the City Manager to execute the Joint Powers Agreement and continue to be the voting member or director on the South Bayside Waste Management Authority Board of Directors.

18. **DISCUSSION OF ATHERTON MUNICIPAL CODE SECTION RELATING TO PERMIT PROCESS FOR REMOVAL OF HERITAGE TREES**

**Recommendation:** Refer ordinance to the General Plan Committee for consideration and amendment.

**REGULAR AGENDA continued**

19. **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE pursuant to Government Code Section 54954.5(e)**

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20. **ATHERTON CHANNEL DRAINAGE DISTRICT**

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21. **CLOSED SESSION**

- A. **LIABILITY CLAIMS Pursuant to Government Code Section 54956.95:**

**Claimant: Scott Munns**

**Agency claimed against: Town of Atherton**

- B. **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

**Initiation of litigation pursuant to subdivision (c) of Government Code Section 54967.9: One potential case.**

- C. **PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE Pursuant to Government Code Section 54954.5(e)**

22. **RECONVENE TO OPEN SESSION**

**Report of action taken in closed session.**

23. **ADJOURN**



*Please contact the City Clerk's office at (650) 752-0529 with any questions*

**DISORDERLY CONDUCT**

**Any member or other person using loud or boisterous language at any meeting, or interrupting the proceedings, and who refuses to be seated or keep quiet when ordered to do so by the Mayor or the Vice Mayor will be asked to leave. It shall be the duty of the Chief of Police or his/her designee, upon order of the presiding officer, to eject any such member or person from the meeting room.**

