



MINUTES
Town of Atherton
CITY COUNCIL/ATHERTON CHANNEL
DRAINAGE DISTRICT
October 15, 2008
5:00 P.M.
Meeting Room
Town Administrative Offices
91 Ashfield Road
Atherton, California
Special Meeting

The meeting was called to order by Mayor Janz at 5:00 p.m.

ROLL CALL

PRESENT: Jim Dobbie
Jerry Carlson
Charles E. Marsala
James R. Janz
Kathy McKeithen

PUBLIC COMMENTS

There were no public comments.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – *Significant exposure to litigation pursuant to Subsection (b) of Government Code Section 54956.9***

Three (3) potential cases

- B. LIABILITY CLAIMS – pursuant to Government Code Section 54956.95**
Claimant: Pilar Ortiz-Buckley
Agency Claimed Against: Town of Atherton

- C. CONFERENCE WITH LEGAL COUNSEL – Existing Litigation pursuant to Subsection (a) of Government Code Section 54956.9**

Town of Atherton vs. P.G.&E CIV 471234 Superior Court of California, County of San Mateo

RECONVENE TO OPEN SESSION

Report of action taken.

City Attorney Mark Hynes reported out of Closed Session as follows:

Regarding Item A, Significant Exposure to Litigation, three (3) potential cases; two actions were taken on one of the cases: 1) Regarding the Town's Business License Tax, on a vote of 4 to 1, Marsala voting no, the City Manager was authorized to enter into an agreement with MuniServices to review the Business License Tax and its collection. Any previously stated public comments as to what was owed were premature and should be disregarded. A public report was expected to be available by the Regular City Council meeting in December. 2) Regarding the Town's Building Permit fees, staff was directed to prepare and circulate a Request for Proposals for a cost allocation study relative to Building Permit fees which was approved unanimously. There was no reportable action taken on the other two cases.

Regarding Item B, Liability Claims, no reportable action was taken regarding Claimant Pilar Ortiz-Buckley.

Regarding Item C, Existing Litigation, P.G.&E., no reportable action was taken.

ADJOURN

The meeting was adjourned by Mayor Janz at 6:45 p.m.

Respectfully submitted,

James R. Janz
Mayor

Minutes Prepared by:
Kathi Hamilton