



**MINUTES**  
**Town of Atherton**  
**CITY COUNCIL/ATHERTON CHANNEL**  
**DRAINAGE DISTRICT**

**February 21, 2007**

**5:30 P.M.**

**Meeting Room**  
**Town Administrative Offices**

91 Ashfield Road  
Atherton, California

**Special Meeting**

The meeting was called to order by Mayor Alan Carlson at 5:35 p.m.

**ROLL CALL**

**PRESENT:** James R. Janz  
Jerry Carlson  
Charles E. Marsala  
Alan B. Carlson  
Kathy McKeithen

**PUBLIC COMMENTS**

There were no public comments.

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**  
Initiation of litigation pursuant to subsection (c) of Government Code Section 54956.9:

Seven (7) potential cases

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

Town of Atherton vs. Sequoia Union High School District, et al.

- C. LIABILITY CLAIMS – pursuant to Government Code Section 54956.95**

**Claimant:** Albert Feaster  
**Agency Claimed Against:** Town of Atherton

**Claimant:** Kerry Enzensperger  
**Agency Claimed Against:** Town of Atherton

**D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

**City Attorney  
City Manager**

**RECONVENE TO OPEN SESSION**

**Report of action taken.**

**City Attorney Marc Hynes reported with respect to Item A., three cases were discussed. In two matters, action was directed by unanimous vote of the City Council: 1) Regarding 94 Tallwood Court, the Town would commence abatement action relative to a Zoning Code violation; and 2) Regarding 55 Belbrook Way, the Town would commence abatement action relative to a Zoning Code violation.**

**Further, there was not reportable action regarding Item B.**

**With respect to Item C., Liability Claims, both claims were denied.**

**Item D was continued to the end of the Regular City Council Meeting that evening at 6:55 p.m.**

***The Continued* Closed Session was reconvened at 12:10 a.m.**

**D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

**City Attorney  
City Manager**

**Mayor Carlson adjourned the *Continued* Closed Session at 12:25 a.m. and continued Item D to the City Council Closed Session meeting of March 21, 2007.**

**Respectfully submitted,**

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**Alan B. Carlson  
Mayor**

**Minutes Prepared by:  
Kathi Hamilton**