



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

**January 21, 2006**

**12:30 P.M.**

**Meeting Room**  
**TOWN COUNCIL CHAMBERS**

94 Ashfield Road  
Atherton, California

**Special Meeting**

Mayor Marsala called the meeting to order at 12:35 p.m.

**ROLL CALL**

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

**PUBLIC COMMENTS**

There were no public comments.

**1. CANDIDATE INTERVIEWS TO FILL A VACANCY ON THE CITY COUNCIL**

Eleven Atherton residents submitted letters of interest and a statement of qualifications to fill the unexpired term of former Mayor and Council Member Bill Conwell. One candidate withdrew before the interviews, and one candidate (Malcolm Dudley) was unable to attend the interviews. The successful candidate would serve until November 2006. Staff randomly drew the order of candidates, and candidates were notified of their interview time on Thursday, January 19, 2006. Each Council Member asked questions of the following Atherton residents:

Philip Lively, Carol Smith, John Davey, Jerry Carlson, Bob Jenkins, Richard Moore, Kristi Waldron, and Benjamin Weiss.

Mayor Marsala called a recess at 2:00 p.m. The meeting reconvened at 2:08 p.m.

Jim Massey was interviewed after the recess.

**John Ruggeiro, Atherton, believed if the vote was not unanimous, the Council should consider a special election. He also suggested looking into district elections in the future.**

**2. CONSIDERATION AND POSSIBLE SELECTION OF A CANDIDATE TO FILL THE UNEXPIRED TERM OF FORMER MAYOR AND COUNCIL MEMBER BILL CONWELL**

**Acting City Clerk Kathi Hamilton presented three possible voting options as outlined in the staff report. After a brief discussion, Council Members chose to vote for their top four candidates, unranked, as a first step.**

**On the first ballot, Council Member Janz voted for Jerry Carlson, Malcolm Dudley, Philip Lively, and Richard Moore; Vice Mayor Carlson voted for Alan Carlson, Malcolm Dudley, Bob Jenkins, and Philip Lively; Mayor Marsala voted for Jerry Carlson, Philip Lively, Jim Massey, and Richard Moore; Council Member McKeithen voted for Philip Lively, Carol Smith, Jerry Carlson, and Kristi Waldron.**

**Philip Lively and Jerry Carlson each received four votes of the Council.**

**The Council decided to continue to a second ballot between Philip Lively and Jerry Carlson.**

**On the second ballot, Council Member Janz voted for Jerry Carlson, Vice Mayor Carlson voted for Jerry Carlson, Mayor Marsala voted for Jerry Carlson; and Council Member McKeithen voted for Philip Lively.**

**Jerry Carlson received three votes of the Council and was appointed on the second ballot.**

**Council encouraged all those who applied to consider running for election in November.**

**John Sisson, Atherton, commented on the day's process. He was impressed with the qualifications of all the candidates who came forward and how well informed they were.**

**Acting City Clerk Kathi Hamilton administered the Oath of Office to Jerry Carlson.**

**3. PUBLIC COMMENTS**

**There were no public comments.**

4. **ADJOURN**

**Mayor Marsala adjourned the meeting at 2:40 p.m.**

**Respectfully submitted,**

---

**Kathi Hamilton  
Acting City Clerk**