



**MINUTES**  
**Town of Atherton**  
**CITY COUNCIL/ATHERTON CHANNEL**  
**DRAINAGE DISTRICT**  
**November 15, 2006**  
**5:30 P.M.**  
**Meeting Room**  
**Town Administrative Offices**  
91 Ashfield Road  
Atherton, California  
**Special Meeting**

The meeting was called to order at 5:40 p.m.

**ROLL CALL**

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

**ABSENT:** Kathy McKeithen (Excused)

**PUBLIC COMMENTS**

The following people spoke regarding the property at 94 Tallwood Avenue:

Mr. King, the property owner;  
Mr. Weed, an attorney;  
Mr. Chesler, the contractor.

**CLOSED SESSION**

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

Six (6) 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: Colleen Berndt**  
**Agency Claimed Against: Town of Atherton**

**Claimant: Christopher Baldwin**  
**Agency Claimed Against: Town of Atherton**

**Claimant: Jackie Martin**  
**Agency Claimed Against: Town of Atherton**

**RECONVENE TO OPEN SESSION**

**Report of action taken.**

**City Attorney Marc Hynes reported during open session that Items A. B. & C. were continued to the end of the Regular City Council Meeting at which time the Closed Session was reconvened at 12:20 a.m. At the end of the Closed Session, Mr. Hynes reported that there was no reportable action taken on Items A. B. & C.**

**ADJOURN**

**The Special Meeting adjourned at 12:40 a.m.**

**Respectfully submitted,**

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**Charles E. Marsala**  
**Mayor**

**Minutes Prepared by:**

**Kathi Hamilton**