



**MINUTES**  
**Town of Atherton**  
**CITY COUNCIL/ATHERTON CHANNEL DRAINAGE**  
**DISTRICT**  
**November 15, 2010**  
**9:00 A.M.**  
**Meeting Room**  
**Council Chambers**  
94 Ashfield Road  
Atherton, California

Mayor McKeithen called the meeting to order at 9:00 a.m.

**ROLL CALL**      **Lewis, Dobbie, Marsala, McKeithen, Carlson - All Present**

**PUBLIC COMMENT** –

(Buckheit arrived after Council adjourned to closed session; Council reopened for public comment)

Jon Buckheit, Atherton resident, questioned Furth's involvement in the Interim City Manager recruitment process. Buckheit said he believes it is an immense conflict of interest since he believes Furth is defending the Town in other legal malpractice lawsuits and protecting Town employees from lawsuits.

Council Member Carlson called for a point of order. Mayor McKeithen reminded Buckheit that public comment at a special meeting is limited to items on the agenda and asked Buckheit to stay on topic.

Buckheit expressed concern that he said Furth had made mistakes in the Sweidy lawsuit over deadlines.

Council Member Carlson called for a point of order. City Attorney Furth said that even if citizens do not abide by Council rules it is more effective to allow public comment in order not to restrict anyone's right to speak.

**REGULAR AGENDA**

- 1. RECRUITMENT OF INTERIM CITY MANAGER**  
**Report: Oral**

**PUBLIC COMMENT** – None

**PUBLIC ANNOUNCEMENT OF CLOSED SESSION ITEMS**

Mayor McKeithen made a public announcement of the closed session item.

Council adjourned to Closed Session at 9:09 a.m.

**CLOSED SESSION**

**2. PUBLIC EMPLOYEE APPOINTMENT: INTERIM CITY MANAGER  
(Subsection (b)(1) of Government Code Section 54957)**

**RECONVENE TO OPEN SESSION**

Mayor McKeithen reported that City Council is in the middle of on-going process of selecting an Interim City Manager. Council tentatively identified a potential Interim City Manager conditioned upon recruitment of a Private Investigator to conduct an extensive background check on the potential candidate. Council will report out as necessary during the process. All finalists who were selected for the interview process attended the meeting with the exception of Mr. Gene Rogers who opted out of the interview process. All five Council Members were present during the interviews with the exception of Council Member Marsala who left the meeting (due to a personal scheduling conflict) when Nadine Levin was interviewed. Ms. Levin was scheduled as the last interview. No one else was present for the interviews.

**ADJOURN**

**MOTION by Dobbie, second by Lewis to adjourn the meeting. The motion passed unanimously.**

Mayor McKeithen adjourned the meeting at 2:31 p.m.

**Respectfully submitted,**

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**Theresa DellaSanta  
Deputy City Clerk**