



MINUTES
Town of Atherton
CITY COUNCIL/ATHERTON CHANNEL
DRAINAGE DISTRICT
January 21, 2009
4:30 P.M.
Meeting Room
Town Administrative Offices
91 Ashfield Road
Atherton, California
Special Meeting

The meeting was called to order by Mayor Carlson at 4:40 p.m.

ROLL CALL

PRESENT: Elizabeth Lewis
Charles E. Marsala
Jerry Carlson
Kathy McKeithen

ABSENT: Jim Dobbie (Excused)

PUBLIC COMMENTS

There were no public comments.

CLOSED SESSION:

- A. CONFERENCE WITH LABOR NEGOTIATOR – Labor negotiations pursuant to Government Code Section 54957.6**

Agency Negotiators: Jerry Gruber, City Manager; Glenn Berkheimer, I.E.D.A.

Employee Organization: Miscellaneous - Teamsters Local Union 856

Agency Negotiators: Jerry Gruber, City Manager; Glenn Berkheimer, I.E.D.A.

Employee Organization: Atherton Police Officers Association (APOA)

Agency Negotiators: Jerry Gruber, City Manager; Glenn Berkheimer, I.E.D.A.

Employee Organization: Management Employees

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

John P. Johns vs. the Town of Atherton CIV 479972 Superior Court of California, County of San Mateo

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

Four (4) potential cases

RECONVENE TO OPEN SESSION

Report of action taken.

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

Item A, CONFERENCE WITH LABOR NEGOTIATOR – Labor negotiations

There was no reportable action taken.

Item B, CONFERENCE WITH LEGAL COUNSEL – Existing Litigation pursuant to Subsection (a) of Government Code Section 54956.9; John P. Johns vs. the Town of Atherton CIV 479972 Superior Court of California, County of San Mateo;

The Town will defend the litigation.

Item C, CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to subsection (b) of Government Code Section 54956.9: Four (4) potential cases;

The item was continued at 6:05 p.m. to the end of the Regular City Council Agenda.

RECONVENE TO CLOSED SESSION

Mayor Carlson called the Continued Closed Session to order at 11:20 p.m.

RECONVENE TO OPEN SESSION

City Attorney Marc Hynes reported out of the Continued Closed Session as follows:

Item C, CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to subsection (b) of Government Code Section 54956.9: Four (4) potential cases:

On one potential case, the Town will update the 2005 Kimley Horn Road Impact Fee Study. There was no reportable action on the other three potential cases.

ADJOURN

Mayor Carlson adjourned the Continued Closed Session at 12:40 a.m.

Respectfully submitted,

Jerry Carlson
Mayor

Minutes Prepared by:
Kathi Hamilton