



**MINUTES**  
**Town of Atherton**  
**City Council**  
**SEPTEMBER 6, 2023**  
**SPECIAL MEETING**

Mayor Widmer called the meeting to order at 4:01 p.m.

**SPECIAL MEETING**

**ROLL CALL** - *Holland, DeGolia, Lewis (Absent), Vice Mayor Hawkins-Manuelian, Mayor Widmer*  
*- Present*

**PUBLIC COMMENTS** - *None*

**CONSENT AGENDA**

1. APPROVAL OF ADDITIONAL CHANGE ORDER AUTHORITY ASSOCIATED WITH THE ATHERTON RAIL STATION REHABILITATION PROJECT, PROJECT NUMBER 56285

City Manager Rodericks briefly presented the item and Council had minor comments related to the cost of the project.

**MOTION by DeGolia, Second by Hawkins to increase the City Manager's change order authority for Atherton Rail Station Rehabilitation Project, Project Number 56085 by \$30,000; and appropriate an additional \$30,000 to the project**

**AYES: Holland, DeGolia, Hawkins, Widmer**

**NOES:**

**ABSENT: Lewis**

**ABSTAIN:**

**SPECIAL MEETING ITEMS**

2. REVIEW AND APPROVE THE TOWN OF ATHERTON'S RESPONSE TO THE SAN MATEO COUNTY CIVIL GRAND JURY REPORT: "ACCESSORY DWELLING UNITS: AFFORDABLE HOUSING'S PANACEA OR PREVARICATION?"

Project Manager Bendix presented a brief report to Council.

**MOTION by Widmer, Second by DeGolia to approve the draft response and submission to the Civil Grand Jury Report titled "Accessory Dwelling Units: Affordable Housing's Panacea or Prevarifaction?" as amended.**

**AYES: Holland, DeGolia, Hawkins, Widmer**

**NOES:**

**ABSENT: Lewis**

**ABSTAIN:**

3. PROVIDE FEEDBACK AND DIRECTION REGARDING A PROPOSED ORDINANCE CLARIFYING MAINTENANCE RESPONSIBILITIES AND LIABILITY OF PROPERTY ADJACENT TO PUBLIC RIGHT-OF-WAY

Mayor Widmer introduced the item and noted the purpose and goal of the review of this topic. He articulated that the Ordinance will be to codify State Law.

Council received request to continue the item and opted to continue the discussion.

**Public Comment:**

- Walter Robinson
- Jim Janz
- John Malbetch
- Jim Massey

City Attorney Booher commented on the maintenance responsibilities and liability issues related to the topic. He commented on the Highways Code section that was being incorporated into the Town Municipal Code.

Council held a discussion and directed that the ordinance needs to have clarity related to the Town's and Residents liabilities with specificity.

**This item was for discussion only, no action was taken. The 1<sup>st</sup> reading and introduction of the Ordinance will take place on September 20, 2023.**

**ADJOURN**

**Mayor Widmer adjourned the meeting at 5:28 p.m.**

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**City Clerk, Anthony Suber**