

City Hall 1401 Marina Way South Richmond, CA 94804

AGENDA Tuesday, October 30, 2007

MayorGayle McLaughlin

Vice Mayor Nathaniel Bates

Council Members

Thomas K. Butt
Ludmyrna Lopez
John E. Marquez
Jim Rogers
Harpreet S. Sandhu
Tony K. Thurmond
Maria T. Viramontes

The Richmond City Council also serves as Board Members and Commission Members for the following:

Community Redevelopment Agency
Housing Authority
Joint Powers Financing Authority
Surplus Property Authority
Local Reuse Authority

MEETING PROCEDURES

The City of Richmond encourages community participation at its City Council meetings and has established procedures that are intended to accommodate public input in a timely and time-sensitive way. As a courtesy to all members of the public who wish to participate in City Council meetings, please observe the following procedures:

PUBLIC COMMENT ON AGENDA ITEMS: Anyone who desires to address the City Council on items appearing on the agenda must complete and file a pink speaker's card with the City Clerk **prior** to the City Council's consideration of the item. Once the City Clerk has announced the item and discussion has commenced, no person shall be permitted to speak on the item other than those persons who have submitted their names to the City Clerk. Your name will be called when the item is announced for discussion. **Each speaker will be allowed TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda.**

SPEAKERS ARE REQUESTED TO OCCUPY THE RESERVED SEATS IN THE FRONT ROW BEHIND THE SPEAKER'S PODIUM AS THEIR NAME IS ANNOUNCED BY THE CITY CLERK.

The City Council's adopted Rules of Procedure recognize that debate on policy is healthy; debate on personalities is not. The Chairperson has the right and obligation to cut off discussion that is too personal, too loud, or too crude.

Evening Open Session

5:00 p.m.

- A. ROLL CALL
- **B. PUBLIC COMMENT**
- C. ADJOURN TO CLOSED SESSION

Closed Session

Shimada Room of City Hall

A. CITY COUNCIL

A-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9)

Booker vs. City of Richmond

A-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9:

One Case

A-3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Initiation of litigation pursuant to subdivision (c) of Section 54956.9

Two Cases

A-4. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6)

City Clerk

A-5. PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6)

City Attorney

Study Session

The purpose of the study session is as follows

A. <u>PRESENTATION ON BAY AREA LEGAL AID SERVICES</u>
<u>AVAILABLE TO RICHMOND RESIDENTS - COUNCILMEMBER</u>
THURMOND (620-6581)

Special Meeting CITY COUNCIL

7:00 p.m.

PLEDGE TO THE FLAG

- A. ROLL CALL
- B. STATEMENT OF CONFLICT OF INTEREST
- C. AGENDA REVIEW
- D. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS

 MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING

 CLOSED SESSION
- E. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS
 - **E-1.** Presentation of the Manager and the Employee of the Year Awards Human Resources (Leslie Knight 620-6600).

F. PUBLIC HEARINGS

- **F-1.** Adopt the Urgency Ordinance Extending the Temporary Moratorium on the Acceptance, Processing and Approval of Applications and Permits to Construct, Modify or Place Wireless Telecommunication Facilities within the City of Richmond from 45 days to six months Planning Department (Richard Mitchell/Lina Velasco 620-6841).
- **F-2.** Public hearing on an appeal of the Planning Commission's decision to approve the Tentative Parcel Map in Exhibit A, Mitigated Negative Declaration with Mitigation

Monitoring Plan and Supplemental Information for 125 to 127 Western Drive (APN: 558-020-007) This hearing will be continued, and the City Council will receive a status report from the City Manager - Planning Department (Richard Mitchell/Janet Harbin 620-6708).

G. COUNCIL AS A WHOLE

- **G-1.** Provide direction to staff regarding a proposed ballot measure to amend the Utility Users Tax (UUT) Ordinance to amend language that refers to the Federal Excise Tax in identifying telecommunication services subject to taxation and to modernize certain terms and definitions in the ordinance Finance Department (James Goins 620-6946).
- **G-2.** Discuss and set a schedule for the City Council meetings for the months of November, December, and January 2008 Councilmember Thurmond (620-6581).
- G-3. Discuss and give direction to staff to: (1) bring appropriate legal or administrative action, or take other actions to challenge the secret DTSC/Republic Services settlement concerning operation of the West County landfill, (2) ask Governor Schwarzenegger to terminate the secret settlement, and (3) to prevent similar travesties of environmental injustice from occurring in the future Councilmember Rogers (867-5725).

H. ADJOURNMENT

This agenda may be previewed on KCRT - Channel 28, Richmond Television, City website <u>ci.richmond.ca.us</u> and is also posted at the Civic Center Library and in the lobby of City Hall South