

City Hall 1401 Marina Way South Richmond, CA 94804

AGENDA Tuesday, July 11, 2006

Mayor Irma L. Anderson

Vice Mayor Maria T. Viramontes

Councilmembers

Nathaniel Bates
Thomas K. Butt
Richard Griffin
John E. Marquez
Gayle McLaughlin
Jim Rogers
Tony K. Thurmond

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:

<u>PUBLIC COMMENT ON AGENDA ITEMS</u>: 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 <u>prior</u> 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. <u>Each speaker will be allowed TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda.</u>

OPEN FORUM FOR PUBLIC COMMENT: Individuals who would like to address the City Council on matters not listed on the agenda or on Presentations, Proclamations and Commendations, Report from the City Attorney, or Reports of Officers may do so under Open Forum. All speakers must complete and file a pink speaker's card with the City Clerk <u>prior</u> to the commencement of Open Forum. The amount of time allotted to individual speakers shall be determined based on the number of persons requesting to speak during this item. The time allocation for each speaker will be as follows: 15 or fewer speakers, a maximum of 2 minutes; 16 to 24 speakers, a maximum of 1 and one-half minutes; and 25 or more speakers, a maximum of 1 minute.

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.

<u>CONSENT CALENDAR</u>: Consent Calendar items are considered routine and will be enacted, approved or adopted by one motion unless a request for removal for discussion or explanation is received from the audience or the City Council. A member of the audience requesting to remove an item from the Consent Calendar must complete and file a speaker's card with the City Clerk <u>prior</u> to the City Council's consideration of Item C, Agenda Review. An item removed from the Consent Calendar may be placed anywhere on the agenda following the City Council's agenda review.

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.

MORNING OPEN SESSION 8:30 a.m.

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

CLOSED SESSIONS

Shimada Room of City Hall

CITY COUNCIL

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

One Case: East Bay Regional Park District vs. Upstream Point Molate, LLC

CC-2. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

City Designated Representative(s): Bill Lindsay and Leslie

Knight

Employee Organization or Unrepresented Employee: IAFF Local 188, SEIU Local 790, Local 21, Local 188, SEIU Local 21, RFMA, RPOA, Unrepresented Employees

CC-3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6)

Title: City Clerk

CC-4. LIABILITY CLAIMS

Claimant: (1) Dorothy Nash

(2) Frank Davis

Agency Claimed Against: City of Richmond

REDEVELOPMENT AGENCY

RRA-1. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9:

Two Cases: 4000 Bissell Avenue

4300 Macdonald Avenue

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EVENING SESSIONS COUNCIL CHAMBER

RICHMOND COMMUNITY REDEVELOPMENT AGENCY 6:30 p.m.

PLEDGE TO THE FLAG

- A. ROLL CALL
- B. <u>STATEMENT OF CONFLICT OF INTEREST</u>

C. PUBLIC HEARING

C-1. Conduct a public hearing to adopt a resolution of necessity for acquisition of portions of the "No Build Area" encumbering 4300 Macdonald Avenue as a property right appurtenant to the property located at 4000 Bissell Avenue (APN 517-280-006), authorizing the Agency to deposit with the State Treasury Condemnation Fund the probable compensation for, and obtain an order for prejudgment possession of, the Subject Property Interests (owners of record: Messrs. Ernest and Richard Lompa) – Community Redevelopment Agency (Steve Duran 307-8140).

D. <u>CONSENT CALENDAR</u>

- **D-1.** <u>ADOPT A RESOLUTION</u> authorizing the Executive Director to execute a contract amendment with the Richmond Main Street Initiative, Inc. for program management services, extending the term to June 30, 2007 Community Redevelopment Agency (Steve Duran 307-8140).
- **D-2.** <u>APPROVE</u> minutes of the Evening Open Session held on June 20, 2006 City Clerk (Diane Holmes 6920-6513).
- E. OPEN FORUM FOR PUBLIC COMMENT
- F. ADJOURNMENT

7:00 p.m.

- 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 EXECUTIVE SESSION
- E. OPEN FORUM FOR PUBLIC COMMENT
- F. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

G. CONSENT CALENDAR

- **G-1.** <u>APPROVE</u> and ratify the grade crossing Memorandum of Understanding (MOU) between the Cities of Richmond and San Pablo City Attorney's Office (John Eastman 600-6509).
- G-2. <u>APPROVE</u> the contract for legal services in the amount of \$50,000 with Shute Mihaly to defend the City in Barra Limited Partnership vs. City of Richmond City Attorney's Office (John Eastman 620-6509).
- **G-3.** <u>APPROVE</u> a contract for legal services in the amount of \$25,000 with Walter & Pistole to pursue litigation against Mare Island Sales City Attorney's Office (John Eastman 620-6513).
- **G-4.** <u>APPROVE</u> an amendment to a contract with Patrick Seals to provide support services in the City Clerk's Office. Total amount of the contract amendment will not exceed \$13,600. The time period for the amendment is July 1, 2006, though October 31, 2006 City Clerk's Office (Diane Holmes 620-6513).
- **G-5.** <u>APPROVE</u> a purchase of 10 Bendix-King portable high-band radios and related accessories from 49er Communications. Total purchase price is \$14,410.16 Fire Department (Chief Michael Banks 307-8041).
- **G-6.** <u>APPROVE</u> an amendment to the one year contract with DP Security for security services to include City Facilities and Recreation Division-initiated request for City events and activities City Manager's Office (Bill Lindsay 620-6512).
- **G-7.** ADOPT A RESOLUTION authorizing placement of liens for garbage collection fees on County Property Tax Records– Finance Department (James Goins 620-6740).
- **G-8.** ADOPT A RESOLUTION revising and amending the Position Classification Plan to add the new classification for Recreation Supervisor Human Resources (Leslie Knight 620-6600).
- **G-9.** ADOPT A RESOLUTION revising and amending the Position Classification Plan to add the new classification for Public Works Streets Maintenance Superintendent Human Resources (Leslie Knight 620-6600).
- **G-10.** <u>ADOPT A RESOLUTION</u> revising and amending the Position Classification Plan to add the new classification for Public Works Administrative Manager Human Resources (Leslie Knight 620-6600).

- **G-11.** <u>ADOPT A RESOLUTION</u> revising and amending the Position Classification Plan to add the new classification for Management Analyst Human Resources (Leslie Knight 620-6600).
- **G-12.** <u>ADOPT A RESOLUTION</u> revising and amending the Position Classification Plan to add the new classification for Library and Community Services Administrative Manager Human Resources (Leslie Knight 620-6600).
- **G-13.** <u>ADOPT A RESOLUTION</u> revising and amending the Position Classification Plan to add the new classification for Code Enforcement Manager Human Resources (Leslie Knight 620-6600).
- **G-14.** <u>ADOPT A RESOLUTION</u> revising and amending the Position Classification Plan to add the new classification for Public Works Facilities Maintenance Superintendent Human Resources (Leslie Knight 620-6600).
- **G-15.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Library and Community Services Administrative Manager Human Resources (Leslie Knight 620-6600).
- **G-16.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Public Works Streets Maintenance Superintendent Human Resources (Leslie Knight 620-6600).
- **G-17.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Recreation Supervisor Human Resources (Leslie Knight 620-6600).
- **G-18.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Public Works Administrative Manager Human Resources (Leslie Knight 620-6600).
- **G-19.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Management Analyst Human Resources (Leslie Knight 620-6600).
- **G-20.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Code Enforcement Manager Human Resources (Leslie Knight 620-6600).

- **G-21.** <u>INTRODUCE AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Public Works Facilities Maintenance Superintendent Human Resources (Leslie Knight 620-6600).
- **G-22.** <u>ADOPT AN ORDINANCE</u> establishing wages, salary, and compensation for the new classification of Property Maintenance and Housing Inspector Human Resources (Leslie Knight 620-6600).

G-23. <u>ADOPT ORDINANCES</u> –

- (1) Amending Chapter 15.12 updating the West Contra Costa Sub-Regional Transportation Mitigation Program (STMP) and providing for the immediate interim authorization for STMP Fees; and
- Urgency ordinance updating the West Contra Costa Sub-Regional Transportation Mitigation Program (STMP) and providing for the immediate interim authorization for STMP fees City Attorney's Office (John Eastman 620-6509).
- G-24. APPROVE APPOINTMENTS AND REAPPOINTMENTS TO BOARDS AND COMMISSIONS Revolving Loan Board: Agnes Ledeboer; Planning Commission: Jeff Leed, term expiring June 30, 2006; Arts & Culture Commission: Gwendolyn Mmaju, term expiring January 30, 2010; Design Review Board: Diane Bloom, Incumbent, term expiring June 30, 2008 Mayor Anderson (620-6503).
- G-25. <u>APPROVE</u> minutes of the Morning Open Sessions held on May 16, 2006; June 6, 2006; June 20, 2006; and June 27, 2006, and the Evening Open Session held on May 23, 2006 City Clerk's Office (Diane Holmes 620-6513).

H. PUBLIC HEARINGS

H-1. Conduct a public hearing to adopt an Order of Vacation and abandonment for public purposes of a ± 6,600 square foot (SF) portion of South 13th Street, located South of Wright Avenue – Planning Department (Richard Mitchell 307-8159).

I. <u>RESOLUTIONS</u>

I-1. <u>ADOPT A RESOLUTION</u> – committing to work with Contra Costa County the West Contra Costa Unified School District (WCCUSD), and the Richmond Children's Foundation to fund the local match required for restoration of the Maritime Child Care Facility pursuant to the California Cultural and Institute Endowment Grant– City Manager's Office (Bill Lindsay 620-6512).

J. ORDINANCES

J-1. <u>INTRODUCE AN ORDINANCE</u> – amending Chapter 2.52 of the Municipal Code setting forth City Council authority to enter into and competitively negotiate contracts in connection with a Master Development Project in furtherance of development of City-owned properties – City Attorney's Office (John Eastman 620-6509).

K. COUNCIL AS A WHOLE

- **K-1.** Report on City of Richmond expenditures for Cinco de Mayo City Manager's Office (Janet Schneider 620-6512).
- **K-2.** Status Report on start-up of Automatic Aid with Contra Costa County for fire services Fire Department (Chief Michael Banks 620-8161).

L. <u>COMMUNICATIONS</u>

M. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS, REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)

M-1. Written Report of attendance at a symposium: "Transportation of the Bay Area Waterfront: Water-Linked Transit Oriented Development Symposium" – Councilmember Butt (620-6581).

N. 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

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