



**City Hall
1401 Marina Way South
Richmond, CA 94804**

**AGENDA
Tuesday, March 7, 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:

**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 THREE (3) MINUTES to address the City Council on items listed on the agenda.**

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 **prior** 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.

CONSENT CALENDAR: 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 **prior to the City Council’s consideration of Item D, 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: LABOR NEGOTIATIONS**
(Government Code Section 54957.6)

City Negotiators: Bill Lindsay, Leslie Knight, Rob Larson, and Lisa Stephenson

Counsel: Jeffrey Sloan, Renne, Sloan, Holtzman, and Sakai, LLP

Employee organization or unrepresented employees: IAFF Local 188 (firefighters); Richmond Fire Management Association (RFMA); Richmond Police Officers Association (RPOA); Richmond Police Management Association (RPMA); SEIU Local 790, IFPTE Local 21; and Unrepresented Management Employees

RICHMOND COMMUNITY REDEVELOPMENT AGENCY

**RCRA-1 REAL PROPERTY NEGOTIATIONS
(Government Code Section 54956.8)**

Property: Surplus Properties: APN 556-121-025-2; APN 556-122-001-2; APN 550-020-033-3; APN 534-242-022-0; APN 534-102-013-8; APN 534-102-014-6; and State # 40454, # 40455, and # 40459.

Negotiating Parties: Steve Duran, Executive Director, Richmond Community Redevelopment Agency and Margarita Ramos, Ramos Realty; Ron Batiste, Eagle Environment Construction; Josh Genser, Richmond Redevelopment, LLC; Sheila Conn, Terra Nova Engineering, Incorporated; Walter Ross, Richmond Improvement Association

Under Negotiation: Price and Terms

CITY COUNCIL

**CC-2. REAL PROPERTY NEGOTIATIONS
(Government Code Section 54956.8)**

Property: Civic Center

Negotiating Parties: Bill Lindsay, City Manager, Steve Duran, Executive Director, Richmond Community Redevelopment Agency, John Knox, Orrick Herrington & Sutcliffe, and Harley Searcy, CEO , Alliance Property Group

Under Negotiation: Terms of Payment

CC-3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
(Significant exposure to litigation pursuant to Subdivision [b] of Government Code Section 54956.9)

Three Cases

CC-4. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Subdivision (a) of Government code section 54956.9)

Garcia vs. Sandoval, City of Richmond

CC-5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Initiation of Litigation Pursuant to Subdivision (c) of Government Code Section 54956.9)

One Case

OPEN SESSIONS
COUNCIL CHAMBER

STUDY SESSION
6:30 p.m.

The purpose of the Study Session is for the City Council to hear presentations on the following:

- 1. Richmond Black-on-Black Crime Summit presentation and recommendations

Total Time: 30 Minutes

CITY COUNCIL
7:00 p.m.

A. **ROLL CALL**

B. **STATEMENT OF CONFLICT OF INTEREST**

C. **AGENDA REVIEW**

Members of the audience requesting that an item or items be removed from the **CONSENT CALENDAR** must complete and file a pink speaker's card with the City Clerk prior to 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**

F-1. Proclamation declaring March as "Red Cross" Month – Mayor Anderson (620-6503).

F-2. Proclamation declaring March as "Disability Awareness" Month - Mayor Anderson (620-6503).

F-3. Proclamation recognizing and thanking Chief Terry Hudson for his Service to the City of Richmond – Mayor Anderson (620-6503).

G. **CONSENT CALENDAR**

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 Council.

G-1. **ADOPT A RESOLUTION** - establishing rules, procedures, and protocols for City Council meetings – City Manager – (Bill Lindsay 620-6512).

G-2. **ADOPT AN ORDINANCE** - amending Section 15.04.980.060 of the Richmond Municipal Code to provide for greater certainty on Appeals from the Planning Commission and Design Review Board – City Attorney (John Eastman 620-6509).

- G-3. ADOPT A RESOLUTION** - adjusting appropriations for the 2005/2006 Employment and Training Workforce Investment Act (WIA) and Grant Programs – Employment and Training (Sal Vaca 307-8140).
- G-4. APPROVE** - Government Finance Officers Association’s (GFOA) proposal to conduct an enterprise resource planning needs assessment and provide software procurement advisory services for a cost not to exceed \$179,640 – Finance (James Goins 620-6946).
- G-5. APPROVE** - a contract with Oliver Consulting to provide actuarial analysis of the City of Richmond’s liability for post-employment health care benefits for an amount not to exceed \$15,000 – Finance (James Goins 620-6740).
- G-6. ADOPT ORDER OF VACATION NO. 893** - of a ±15,000 sf portion of Embarcadero internal to the Bio-Rad Facility at 3110 Regatta Boulevard – Street Vacation 1102151 – Planning (Richard Mitchell 620-6706).
- G-7. ADOPT ORDER OF VACATION NO. 894** - of a ± 1,713 sf portion of Harbour Boulevard at the rear property line of the Bio-Rad Facility at 3110 Regatta Boulevard – Street Vacation 1102257 – Planning (Richard Mitchell 620-6706).

H. PUBLIC HEARINGS

- H-1.** Appeal of Conditional Use Permit 1102660 (Ford Assembly Plant; Wine.com) as approved by the Planning Commission on February 2, 2006 – Planning (Richard Mitchell 620-6706).
- H-2.** Appeal of Planning Commission decision to certify the Final Environmental Impact Report and Conditionally Approve the Tentative Map and Final Development Plan for the Westshore Marina Residential Condominium Development Project proposed for a 5.94 –acre site located at the southern terminus of Marina Way South. City Project Number EID/TM 1100835 – Planning (Richard Mitchell 620-6406).

I. ORDINANCES

- I-1. INTRODUCE AN ORDINANCE** - increasing the salary of Police Officer Trainee from \$2,493 per month to \$4,000 per month effective January 5, 2006 – Human Resources (Leslie Knight 620-6602).

J. COUNCIL AS A WHOLE

- J-1. APPROVE** – amendments to the Point Molate Land Disposition Agreement – City Manager (Bill Lindsay 620-6512).
- J-2.** Discussion and staff direction regarding seeking legal cost reimbursement for Swinerton versus City of Richmond defense costs – Councilmembers Butt and Rogers (620-6581).
- J-3. APPROVE** - revisions to the City Council Expenditure Policy – Rules and Procedures Standing Committee.
- J-4.** Discussion regarding directing staff to explore the development of a Technical Assistance Program for helping to increase the capacity of securing contracts by Richmond contractors and businesses on City of Richmond funded projects – Councilmembers Butt, Thurmond and McLaughlin (620-6581).
- J-5.** Discussion regarding adoption of a policy that prevents Council from requesting staff to investigate allegations of City Code Violations unless the item is properly placed on the agenda pursuant to the Brown Act – Councilmember Rogers (620-6581).

K. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS, REFERRALS TO STAFF, AND GENERAL REPORTS

COUNCIL AND STAFF ONLY unless waived by six votes of the Council.

- K-1.** Reports of Chairpersons of:
 - a. Finance Standing Committee.
 - b. Public Safety Standing Committee.
 - c. Rules and Procedures Standing Committee
 - d. Report from the Mayor.
- K-2.** General Reports from Councilmembers and staff.

L. ADJOURNMENT

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