Persons desiring to address the Council on items appearing on the agenda please file your name and address with the City Clerk on the form provided by the City Clerk PRIOR to approaching the podium and PRIOR to the City Council's consideration of the agenda item. Once the discussion of the agenda item 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. Speakers are requested to limit their remarks to the issue(s) so that all interested persons may have an equal opportunity to present their comments to the Council. Speakers shall be permitted only THREE (3) MINUTES to address the City Council on any item on the agenda.

#### RICHMOND CITY COUNCIL

MAYOR Irma L. Anderson VICE MAYOR Jim Rogers

#### **COUNCILMEMBERS**

Nathaniel Bates
Richard L. Griffin
Gayle McLaughlin
Maria T. Viramontes

Thomas K. Butt
John Márquez
Mindell L. Penn

A G E N D A Tuesday, March 15, 2005

MORNING OPEN SESSION - 8:30 a.m. - COUNCIL CHAMBER

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

CLOSED SESSION – SHIMADA ROOM

**CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION** (Government Code Section 54956.9)

**Two Cases:** Hanson Aggregates

**Mitigation Measures for Casino San Pablo** 

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** (Government Code Section 54956.9)

Five Cases: Quintero vs. City of Richmond

**Kubota vs. City of Richmond** 

Powell vs. Gard

**EBRPD** vs. City of Richmond

Citizens for the Eastshore Park vs. City of Richmond

# **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** (Government Code Section 54956.9)

**Property: Stevedoring Services of America (SSA)** 

Negotiating Parties: Jim Matzorkis, Everett Jenkins, and Rachel Dragolovich

Under Negotiation: Terminal No. 3, Extension of Termination Lease

#### **PUBLIC EMPLOYMENT**

(Government Code Section 54956.9)

Council-Appointed Employees Councilmember Decorum

#### EVENING OPEN SESSION - 7:00 p.m. - COUNCIL CHAMBER

## A. ROLL CALL

#### B. <u>COUNCILMEMBER'S CODE OF CONDUCT</u>

"I solemnly pledge to conduct all City matters fairly, responsibly and impartially; to carry out the business of the City in an orderly and efficient manner; to treat my colleagues, citizens, and City staff with dignity and respect; through debate, discussion, and dialogue instill public confidence and integrity in the process of City government; and to serve the citizens of Richmond to the best of my ability."

## C. APPROVAL OF MINUTES

**C-1.** The Morning Open Session held at 9:00 a.m. on March 8, 2005, and the Regular Evening Open Session held on March 8, 2005.

#### D. STATEMENT OF CONFLICT OF INTEREST

#### E. AGENDA REVIEW

- F. REPORT FROM CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING EXECUTIVE SESSION.
- G. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

03/15/05

# H. REPORTS OF STANDING COMMITTEES AND MAYOR

- **H-1.** Reports from the Standing Committees:
  - **a.** Public Safety and Public Services Standing Committee.
  - **b.** Finance, Administrative Services, and Economic Development Standing Committee.
  - **c.** Rules and Procedures Standing Committee.
  - **d.** Report from the Mayor.

#### I. 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.

- I-1. <u>APPROVE</u> an agreement with the Oldani Group for the recruitment of Police Chief. Contract period is from March 16, 2005, through June 30, 2005. Total amount of agreement will not exceed \$28,900 Human Resources (Juan Phelps 620-6607).
- I-2. <u>APPROVE</u> an agreement with Ralph Anderson and Associates for recruitment of Budget and Financial Services Agency Director and Deputy Budget and Financial Services Agency Director. Contract period is from March 16, 2005, through September 20, 2005. Total amount of agreement will not exceed \$49,500 Human Resources (Andrew Russo 620-6608).
- I-3. <u>RESOLUTION</u> amending Resolution No. 90-94 to adjust appropriations of the 2004-2005 WIA and Grant Programs for Project HIRE to provide employment and training services for residents in the Iron Triangle, Santa Fe, Coronado, Cortez, and Woods Neighborhoods. This amendment will add \$50,000 to Employment and Trainings 2004-2005 adopted budget Employment and Training. **Staff Recommendation: Approve amendment** (Sal Vaca 307-8006).
- I-4. <u>RESOLUTION</u> amending Resolution No. 90-94 to adjust appropriations of the 2004-2005 WIA and Grant Programs to support Youth Build-related activities for construction skills training, referrals to local unions, and job placement in construction. This amendment will add \$100,000 to Employment and Trainings 2004-2005 HOPE VI Budget Employment and Training. **Staff Recommendation:** Approve amendment (Sal Vaca 307-8006).

- I-5. ORDINANCE establishing wages, salaries, and compensation for the classification of Systems Administrator, in the Police Department, and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. Second Reading Human Resources (Juan Phelps 620-6607).
- **I-6. ORDINANCE** establishing and implementing penalties for boom boxes **Second Reading -** City Attorney (Everett Jenkins 620-6509).

## J. <u>OPEN FORUM FOR PUBLIC COMMENT</u>

Anyone wishing to address the City Council must submit a request to the City Clerk prior to commencement of the item. Each speaker will be limited to a Maximum of Two (2) Minutes. The Maximum Number of Requests will be limited to fifteen (15), and the total amount of time for Open Forum will be Thirty (30) Minutes. SPEAKERS MUST SPEAK ON ITEMS THAT ARE NOT ON THE AGENDA.

### K. <u>PUBLIC HEARINGS</u>

## L. AGREEMENTS

**L-1.** <u>APPROVE</u> – amending a contract with Trisha Aljoe to provide legal services. This amendment will increase the contract amount by \$50,000 for a total contract amount of \$100,000 – City Attorney (Everett Jenkins 620-6509).

#### M. RESOLUTIONS

M-1. <u>ADOPT</u> – supporting a defined-benefit retirement method for CalPERS and CALSTRS and opposing the proposed defined-contribution method, as well as urging the cities of Contra Costa County to support identical resolutions to send a unified message to Sacramento – Mayor Anderson (620-6503).

#### N. <u>ORDINANCES</u>

#### O. COUNCIL AS A WHOLE

- **O-1.** Consider recommendation for the following appointments to the **Arts and Culture Commission:** Thomas Pope, Donald Tanzier, and Suzanne Kimiko Onodera, terms expiring January 30, 2006.
- **O-2.** Discussion regarding a casino subcommittee Vice Mayor Rogers (620-6581).

- O-3. Consider a resolution concerning the Lytton Band of Pomo Indian's proposed casino in the City of San Pablo to: (1) coordinate the potential traffic impacts and mitigations and (2) provide staff and financial support for the coordinated efforts through the West Contra Costa Transportation Advisory Committee and Contra Costa County. Staff Recommendation: (a) adopt the resolution with a revision that states the City financial share to be deducted from mitigation fees and (b) establish a Council committee to provide direction for the mitigation of impacts under the control of the Contra Costa County board of Supervisors City Manger (Rich McCoy 620-6512).
- **O-4.** Consider adopting a resolution establishing a policy concerning maintaining confidentiality of proprietary data Councilmember Viramontes (620-6512).
- **O-5.** Consider approving reconfiguration of the City Council agenda format City Council (Bill Lindsay 620-6581).
- **O-6.** Consider creating a database to communicate with Richmond citizens via Email Vice Mayor Rogers (620-6512).
- **O-7.** Consider amending the Richmond Municipal Code pertaining to Conditional Use Permits for Alcoholic Beverage sales Vice Mayor Rogers (620-6581).

## P. <u>COMMUNICATIONS</u>

## Q. REPORTS OF OFFICERS

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

## R. <u>ADJOURNMENT</u>

\*

ITEMS FOR AGENDA MUST BE IN THE CITY CLERK'S OFFICE BY 3P.M. MONDAY FOR THE FOLLOWING TUESDAY'S MEETING.

This agenda may be previewed on KCRT- Channel 28, Richmond Television, and is also posted at the Civic Center Library and in the Lobby of City Hall South

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