



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

**AGENDA
04/17/2007**

**Mayor
Gayle 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.**

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 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 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)
 - Nishioka vs. City of Richmond
 - Booker vs. City of Richmond

Evening Open Session
Council Chambers

Special Meeting Richmond Housing Authority
6:45 p.m.

- A. **PLEDGE TO THE FLAG**
- B. **ROLL CALL**
- C. **STATEMENT OF CONFLICT OF INTEREST**

D. RESOLUTIONS

D-1. ADOPT RESOLUTION No. 1913 authorizing the Housing Authority to revise the Section 8 Housing Choice Voucher Payment Standards to appropriately reflect the newly published Fair Market Rates - Housing Authority (Tim Jones 621-1310).

E. ADJOURNMENT

Special Joint Meeting of the Richmond Community Redevelopment Agency/City Council

6:50 p.m.

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. CONSENT CALENDAR

C-1. ADOPT the following Resolutions approving the First Amendment to the Phase 1A Agreement for the Civic Center Project for \$1.63 million, and advancing \$2.0 million of redevelopment funding for certain Phase 1A work:

a. **Resolution of the City Council** approving and authorizing the execution of the First Amendment to the Design-Build Agreement with Richmond Civic Center Partners LLC for Phase 1A of the Civic Center Project.

b. **Resolution of the Richmond Community Redevelopment Agency Board** approving and authorizing a budget amendment to fund certain work in the Civic Center Project contained in Phase 1A of the Design-Build Agreement, as amended by the First Amendment, by and between the City of Richmond and Richmond Civic Center Partners LLC - Richmond Community and Economic Development (Steve Duran 307-8140). *This item was reviewed and referred to the Richmond Community Redevelopment Agency/City Council by the Finance Committee on April 9, 2007.*

C-2. APPROVE - minutes of the meeting held on April 3, 2007 - City Clerk's Office (Diane Holmes 620-6513).

D. ADJOURNMENT

CITY COUNCIL

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 CLOSED SESSION**
- E. **OPEN FORUM FOR PUBLIC COMMENT**
- F. **PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**
 - F-1. Proclamation recognizing Earth Day 2007 and honoring Richmond green businesses for their efforts to support the triple-bottom line of a vibrant economy, social equity, and healthy environment for Richmond - Mayor McLaughlin (620-6503).
 - F-2. Present proclamation declaring the week of April 22, 2007, as "West Nile Virus and Mosquito and Vector Awareness Week" - Councilmember Butt (236-7435).
- G. **CONSENT CALENDAR**
 - G-1. **ADOPT A RESOLUTION** - granting Wingstop Restaurant's appeal and modifying the Planning Commission's approved hours to allow alcoholic beverage service from 10:00 a.m. through 12 midnight daily - Planning Department (Richard Mitchell 620-6706).
 - G-2. **ADOPT RESOLUTION OF INTENTION NO. 897** - to vacate a portion of B Street and schedule a public hearing on the proposed street vacation for May 15, 2007 - Planning Department (Richard Mitchell 620-6706).
 - G-3. **APPROVE** - write-off of delinquent, uncollectible accounts receivable as recommended by the Finance Department staff - Finance Department (James Goins 620-6740). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
 - G-4. **ACKNOWLEDGE** - receipt of the City of Richmond's Single Audit Report for the

year ended June 30, 2006 - Finance Department (James Goins 620-6740). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*

- G-5. ADOPT** - the 2006-2008 Swap Policy to guide the selection, implementation, and administration of interest rate swaps related to City bond issues - Finance Department (James Goins 620-6740). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-6. ADOPT** - the 2006-2008 Cash Reserve Policy to establish guidelines for ongoing maintenance of a general, undesignated operating reserve - Finance Department (James Goins 620-6740). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-7. ADOPT** - the 2006-2008 Investment Policy to establish guidelines for the investment of idle cash - Finance Department (James Goins 620-6740). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-8. ADOPT** - the 2006-2008 Debt Policy to establish parameters for the issuance and management of debt - Finance Department (James Goins 620-6740). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-9. APPROVE** - the expenditure of budgeted funds for the purchase of a street sweeper (\$200,252.25) and a riding mower (\$73,919.08), from budgeted FY 2006/07 Equipment Replacement funds for a total cost of \$274,171.33 - Public Works (Willie Haywood 231-3020). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-10. APPROVE** - Amendment No. 2 to the purchase of services contract between the City of Richmond and Swinerton Management and Consulting that will extend the contract time through June 2009 and increase the contract amount by an additional \$750,000 - Engineering Department (Rich Davidson 307-8105). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-11. AWARD** - a contract to Rowley International, Inc. for aquatic design services for the renovation of the swimming pool at the Richmond Natatorium for a price not to exceed \$130,000 - Engineering Department (Rich Davidson 307-8105). *This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.*
- G-12. AWARD** - a construction contract to Bay Hawk, Inc. for Miscellaneous Concrete Repairs, FY 2007/08 - 2008/09 in the amount of \$359,950 with a contingency and

reserve not to exceed \$40,000 - Engineering Department (Rich Davidson 307-8105).
This item was reviewed and referred to the City Council by the Finance Committee on April 9, 2007.

- G-13. ADOPT AN ORDINANCE** - establishing wages, salary, and compensation, for the new classification of **Community Services Technician (Salary Range: \$3,323 - \$4,039/month)** - Human Resources (Leslie Knight 620-6600).
- G-14. ADOPT AN ORDINANCE** - amending the wages, salary, and compensation for City Councilmembers clarifying the payment of medical premiums for retired members of the City Council and allowing for the payment of said premiums for non-PERS medical plans - Human Resources (Leslie Knight 620-6600).
- G-15. AUTHORIZE** - the City Manager to execute a contract with Ralph Anderson & Associates for an amount not to exceed \$25,500 to conduct a recruitment for the Public Works Operations and Maintenance Director - Human Resources (Leslie Knight 620-6600).
- G-16. AUTHORIZE** - the City Manager to execute a contract with Alliance Resources LLD for an amount not to exceed \$26,000 to conduct a recruitment for the Recreation Director - Human Resources (Leslie Knight 620-6600).
- G-17. AUTHORIZE** - the mayor to execute a contract with the law firm of Renne, Sloan, Holtzman, & Sakai for an amount not to exceed \$90,000 to serve as Interim City Attorney - Human Resources (Leslie Knight 620-6600).
- G-18. APPROVE** - appointment of eight members to the San Pablo Avenue Advisory Committee at the request of MIG, the General Plan consultants, that the cities of Richmond and El Cerrito have jointly retained to prepare a joint specific plan for San Pablo Avenue - Mayor McLaughlin (620-6503).
- G-19. APPROVE** - minutes of the Morning and Evening Open Sessions held on April 3, 2007 - City Clerk's Office (Diane Holmes 620-6513).

H. PUBLIC HEARINGS

I. RESOLUTIONS

- I-1. ADOPT A RESOLUTION** - declaring Richmond a Green Economic Development Area, inviting green businesses and manufacturing to locate in Richmond and advance Richmond's' Green Business Development Initiative - Mayor McLaughlin (620-6503).

J. ORDINANCES

- J-1. INTRODUCE AN ORDINANCE** - amending Section 9.20 of the Richmond Municipal Code by adding Section 9.20.200 to allow the County Code Enforcement Officer to enforce provisions of the Richmond Municipal Code regarding illegal trash dumping and accumulation in the incorporated area of North Richmond - City Attorney (John Eastman 620-6509). *This item was reviewed and referred to the City Council by the Public Safety Committee on April 5, 2007.*
- J-2. INTRODUCE AN ORDINANCE** - amending Richmond Municipal Code Section 6.06.050 to increase the number of members for the Historic Preservation Advisory Committee from seven to eight members - City Attorney's Office (John Eastman 620-6509).

K. COUNCIL AS A WHOLE

- K-1.** Adopt a "Resolution of the City Council of the City of Richmond, California, Formally Establishing the Policy of the City Council Concerning the Continuation of Boards and Commission Members' Terms" - City Attorney's Office (John Eastman 620-6509).
- K-2.** Discuss and direct staff to develop a budget to hold an annual Appreciation Ceremony for members of the City of Richmond's Boards and Commissions - Mayor McLaughlin, Councilmembers Butt, Rogers, and Marquez (236-7435).
- K-3.** Approve allocation of \$17,000 for the Juneteenth Parade and Festival, and authorize the use of the City of Richmond's portable entertainment stage, waiving the rental fee and associated staff costs for setting up the stage - Vice Mayor Bates (620-6581).
- K-4.** Approve Amendment 2 to the City of Richmond Wastewater Treatment Facility Capital Improvements, Operations, Maintenance, and Management Agreement in order to complete the Pump Station Capital Improvement Project by December 1, 2007, at an additional cost to the City not to exceed \$2,000,000 - City Manager's Office (Bill Lindsay 620-6512).

- K-5.** Review the issue regarding enacting an ordinance to regulate railcars transporting hazardous substances through the City and take no action at this time - City Manager's Office (Bill Lindsay 620-6512). *This item was reviewed and referred to the City Council by the Public Safety Committee on April 5, 2007.*
- K-6.** Consider request by the Richmond Chamber of Commerce, along with the National Park Service, for financial support from the City of Richmond in the amount of \$30,000 for the Homefront Festival by the Bay from Friday to Sunday, September 28-30, 2007, and provide direction to staff as appropriate - City Manager's Office (Bill Lindsay 620-6512).
- K-7.** Discuss and consider directing City staff to convene Richmond community-based organizations to identify strategies to reduce violence and to improve community problems and; to direct City staff to facilitate a comprehensive city-wide neighborhood revitalizing effort - Councilmember Thurmond (620-6581).
- K-8.** Consider conceptual neighborhood-based proposal to relocate Westside (Point Richmond) branch library to vacant leased space in the Point Richmond business district in lieu of renovating and reopening the branch library in the existing facility, and provide direction to staff as appropriate - City Manager's Office (Bill Lindsay, 620-6512).

L. COMMUNICATIONS

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

N. 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*