



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

**AGENDA  
Tuesday, April 1, 2008**

**Mayor  
Gayle McLaughlin**

**Vice Mayor  
John E. Marquez**

**Councilmembers  
Thomas K. Butt  
Nathaniel Bates  
Ludmyrna Lopez  
Jim Rogers  
Harpreet S. Sandhu  
Tony K. Thurmond  
Maria T. Viramontes**

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**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.*

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Tuesday, April 1, 2008

**Evening Open Session**

4:30 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 LABOR NEGOTIATORS (Government Code Section 54957.6):**

City Designated Representative(s): Bill Lindsay, Leslie Knight, Lisa Stephenson, Bruce Soublet, and Chris Magnus  
Counsel: Jack Hughes, Liebert Cassidy Whitmore  
Employee Organization or unrepresented employee(s): Richmond Police Officers' Association (RPOA), and Richmond Police Management Association (RPMA)

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**Richmond Community Redevelopment Agency**

6:30 p.m.

**Pledge to t the Flag**

**A. ROLL CALL**

**B. STATEMENT OF CONFLICT OF INTEREST**

**C. OPEN FORUM FOR PUBLIC COMMENT**

**D. CONSENT CALENDAR**

**D-1.** ADOPT A RESOLUTION - selecting Land Capital Group ("LCG"), LLC as the Master Developer for the I-80 Shopping Center and authorizing the Executive Director to negotiate and execute an Exclusive Right to Negotiate ("ERN") Agreement - Richmond Community Redevelopment Agency (Steve Duran 307-8140).

**D-2.** ADOPT A RESOLUTION - approving a contract amendment with Keyser Marston & Associates ("KMA") in an amount not to exceed \$50,000, for a total contract amount not to exceed \$99,999, to continue providing comprehensive financial analysis services to the Agency for development projects - Richmond Community Redevelopment Agency (Steve Duran 307-8140).

**D-3.** ADOPT A RESOLUTION - authorizing an application for grant funds from the California Department of Housing and Community Development ("HCD") Infill Infrastructure Grant Program in an amount not to exceed \$10,000,000 and authorizing the execution of related documents to accept the grant and expend as approved by HCD - Richmond Community Redevelopment Agency (Steve Duran/Patrick Lynch 307-8140).

**D-4.** APPROVE - the minutes of the Regular Meeting held on March 18, 2008 - City Clerk's Office (Diane Holmes 620-6513).

**E. ADJOURNMENT**

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## CITY COUNCIL

7:00 p.m.

- A. **ROLL CALL**
- B. **STATEMENT OF CONFLICT OF INTEREST**
- C. **AGENDA REVIEW**
- D. **PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**
- E. **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- F. **CONSENT CALENDAR**
  - F-1. ADOPT A RESOLUTION - amending Resolution 69-07 and adjusting the Employment & Training Department budget to accept additional grant revenue in the amount of \$400,000 from the Governor's Gang Reduction, Intervention and Prevention Initiative (CalGRIP) and provide for the expenditure of those funds for family-based case-management services to youth aged 16 to 21 that have had contact with the Juvenile Justice System - Employment & Training (Sal Vaca 307-8006).
  - F-2. ADOPT AN ORDINANCE (second reading) - amending the Density Bonus regulations of the Richmond Municipal Code (RMC, Chapter 15.04.810.050) to allow rounding the total number of units up to the next even number when the calculation results in an odd number of total units with approval of a conditional use permit - Planning Department (Richard Mitchell 620-6706).
  - F-3. ADOPT A RESOLUTION - authorizing the city manager to enter into an agreement with the California Public Utilities Commission (CPUC) that will allow the City to receive compensation in an amount not to exceed \$105,462 for work performed at the BNSF grade crossing on Brookside Drive (PUC #002-1187.20) - Engineering (Rich Davidson 307-8105).
  - F-4. ADOPT A RESOLUTION - designating and appointing Standby Officers for Members of the City Council and the 2008 Emergency Operations Plan (EOP). The Public Safety Committee reviewed this item on February 21, 2008, and referred it to the City Council - Fire Department (Chief Michael Banks 307-8041).

Tuesday, April 1, 2008

- F-5.** APPROVE - the purchase of 40 Self-Contained Breathing Apparatus (SCBA) cylinders and other related equipment and accessories from Allstar Fire Equipment in an amount not to exceed \$92,463.38 - Fire Department (Chief Michael Banks 307-8041).
- F-6.** APPROVE - the purchase of nine Bendix King 50 watt mobile high-band radios and related accessories from Silverado Avionics, Inc., in an amount not to exceed \$16,843.40 - Fire Department (Chief Michael Banks 307-8041).
- F-7.** APPROVE - the purchase of eighty-four (84) lengths of fire hose from L.N. Curtis & Sons in an amount not to exceed \$25,133.49 - Fire Department (Chief Michael Banks 307-8041).
- F-8.** APPROVE - the purchase of auto-extrication equipment from L.N. Curtis & Sons in an amount not to exceed \$29,506.24 - Fire Department (Chief Michael Banks 307-8041).
- F-9.** ADOPT A RESOLUTION - amending the City of Richmond Classification Plan to revise and retitle the classification of Revenue Manager - Human Resources (Leslie Knight 620-6600).
- F-10.** INTRODUCE AN ORDINANCE (first reading) - establishing the wages, salary, and compensation for the revised and retitled classification of Revenue Manager (Salary Range 060D: \$6,238 - \$7,544/month) -Human Resources (Leslie Knight 620-6600).
- F-11.** APPROVE - a contract amendment with MBN Services Inc., dba Bob Murray & Associates, to develop and administer recruitment processes for three additional engineering classifications (four total). The cost of the amendment is \$54,000, and the total approved contract payment shall not exceed \$78,000 - Human Resources (Leslie Knight 620-6600).
- F-12.** APPROVE - a five-month contract with Ralph Andersen & Associates in the amount of \$26,000.00 to develop and administer the Risk Manager recruitment process for the Human Resources Management Department - Human Resources (Leslie Knight 620-6600).
- F-13.** APPROVE - appropriations to the 2007-2008 Office of Neighborhood Safety ("ONS") Budget for an additional \$400,000 in CALGRIP grant funds from the Governor's Office of Emergency Services - Office of Neighborhood Safety (Devone Boggan 621-1219).
- F-14.** APPROVE - (1) amendment to the Memorandum of Understanding between the City

Tuesday, April 1, 2008

of Richmond and Contra Costa County regarding Transfer Station Mitigation Fees to permit the City and the County to appoint alternates to serve on the North Richmond Waste and Recovery Mitigation Fee Joint Expenditure Planning Committee ("Mitigation Fee Committee"); (2) proposed Bylaws for the Mitigation Fee Committee; and (3) the 2008/2009 Amended North Richmond Waste and Recovery Mitigation Fee Expenditure Plan - City Manager's Office (Bill Lindsay 620-6512)

**F-15.** APPROVE - the following appointments to the Human Relations and Human Rights Commission: Darrell Goodbeer, term expiring March 30, 2011; Sally Vilaysack, term expiring March 30, 2011 - Mayor McLaughlin (620-6503).

**F-16.** APPROVE - the minutes of the Regular Meeting held on March 18, 2008 - City Clerk's Office (Diane Holmes 620-6513).

## **G. PUBLIC HEARINGS**

**G-1. Continued to April 15, 2008:**(1) Uphold Planning Commission's decision to approve the Tentative Parcel Map in Exhibit A, Mitigated Negative Declaration with Mitigation Monitoring Plan and Supplemental Information in Exhibit B, for 125 to 127 Western Drive (APN: 558-020-007) with revised modified conditions of approval in Attachment 3 (as revised April 1, 2008); or (2) Uphold the Planning Commission's decision as described in Option 1 with revised modified conditions of approval in Attachment 3 (as revised April 1, 2008), except that "Condition d" shall read as suggested by Appellant in Attachment 4 (The public hearing closed on March 4, 2008) – Planning Department (Richard Mitchell 620-6706).

## **H. OPEN FORUM FOR PUBLIC COMMENT**

## **I. AGREEMENTS**

## **J. RESOLUTIONS**

**J-1.** ADOPT A RESOLUTION - to oppose the California Department of Food and Agriculture Aerial Spray Program to Eradicate the Light Brown Apple Moth - Mayor McLaughlin, Councilmembers Thurmond, Butt, and Viramontes (620-6503/620-6581).

## **K. ORDINANCES**

## **L. COUNCIL AS A WHOLE**

Tuesday, April 1, 2008

- L-1. Consider the following: (1) Vote to suspend rules to reconsider vote to appoint Charles Duncan to the Planning Commission, (2) Vote to reconsider appointment of Charles Duncan to the Planning Commission, and (3) Vote to approve Mayor McLaughlin's recommendation to appoint Charles Duncan to the Planning Commission, term expiring June 30, 2010 - Councilmember Viramontes (620-6581).

**M. COMMUNICATIONS**

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

**O. ADJOURNMENT**

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Richmond Television, City website [ci.richmond.ca.us](http://ci.richmond.ca.us)  
and is also posted at the Civic  
Center Library and in the lobby of City Hall South*