



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

**AGENDA
Tuesday, April 15, 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**

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.

Tuesday, April 15, 2008

Evening Open Session

5:00 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. LIABILITY CLAIMS - PENDING LITIGATION (Government Code Section 54956.9):

Claimant: Lisa Pheil
Agency Claimed Against: City of Richmond

A-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Initiation of litigation pursuant to Subdivision (c) of Section 54956.9):

One Case

A-3. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

City Designated Representative(s): Bill Lindsay, Leslie Knight, Lisa Stephenson, and Bruce Soublet
Employee Organization or unrepresented employee(s): Local 21 and Local 1021 Retiree Medical Negotiations

Tuesday, April 15, 2008

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

6:00 p.m.

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. PUBLIC HEARING

C-1. (a) Conduct public hearing to receive testimony regarding the proposed 2008-2009 Annual Consolidated Action Plan, (b) Adopt a City Council Resolution (Attachment A) approving the 2008-2009 Annual Consolidated Action Plan and authorizing the submittal of the 2008-2009 Annual Consolidated Plan to HUD, and (c) Adopt a Richmond Community Redevelopment Agency Resolution (Attachment B) for the administration of the Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) Programs and authorize the Executive Director to negotiate and execute all contracts with vendors and professional services consultants as detailed in this Agenda Report - Richmond Community Redevelopment Agency (Steve Duran/ Patrick Lynch 307-8140).

C-2. Public hearing to adopt a joint resolution to amend the 2006-2007 Annual Consolidated Action Plan to allocate \$388,000 in Home Investment Partnership (HOME) Program funding for the Arbors Residential Rehabilitation Project and authorize the Executive Director of the Richmond Community Redevelopment Agency (RCRA) to execute the necessary documents - Richmond Community Redevelopment Agency (Steve Duran/ Patrick Lynch 307-8140).

D. CONSENT CALENDAR

D-1. APPROVE - minutes of the Special Joint Meeting held on March 18, 2008 - City Clerk's Office (Diane Holmes 620-6513).

E. ADJOURNMENT

CITY COUNCIL

7:00 p.m.

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. AGENDA REVIEW

D. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

D-1. Welcome and introduction of Council members from Shimada, Japan, Richmond's Sister City - Councilmember Bates (620-6581).

E. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION

F. CONSENT CALENDAR

F-1. APPROVE - a contract with Dennis Carrington, AICP, professional planner, in an amount not to exceed \$90,000, to conduct technical review of the General Plan - Planning Department (Richard Mitchell 620-6706).

F-2. APPROVE - the Pre-Development Services Agreement with Auto Warehousing Company (AWC) for design and engineering of automobile facility improvements at Pt. Potrero Marine Terminal related to the American Honda Motors contract in an amount not to exceed \$860,000 - Port (Jim Matzorkis 215-4600).

F-3. APPROVE - a contract for \$75,000 with the Richmond Art Center to manage the Neighborhood Public Art Mini-Grant Program - Library & Community Services (Monique A. le Conge 620-6951).

F-4. APPROVE - the purchase of computer tables and service desks for the Bayview and West Side branch libraries from Ross-McDonald Co., of Livermore, CA, in an amount not to exceed \$63,000 - Library & Community Services (Monique A. le Conge 620-6651).

F-5. APPROVE - the purchase of Millenia G-Xtreme turnout gear and Premier Wildland gear from L.N. Curtis & Sons in the amount of \$20,712.53 - Fire Department (Chief Michael Banks 307-8041).

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- F-6.** APPROVE - the purchase of five Bendix King high-band mobile radios and accessories from Khavarian Enterprises, Inc. for the new Fire Department Engines and Aerial Ladder Truck, in the amount of \$12,391.15 - Public Works (Yader Bermudez 231-3009).
- F-7.** APPROVE - a contract with Psomas to complete the System Evaluation and Capacity Assurance Plan (SECAP) for the Sanitary Sewer Collection system, with the total amount of the contract not to exceed \$99,000 - Engineering (Rich Davidson 307-8105).
- F-8.** THIS ITEM WAS REMOVED FROM THE AGENDA
- F-9.** APPROVE - the proposed guidelines for implementing a private sanitary sewer repair and replacement grant program and direct staff to fund and administer the grant program through FY 2015 - 2016 - Engineering (Rich Davidson 307-8105) (This item was item was approved by the Finance Committee on April 4, 2008).
- F-10.** APPROVE - a contract amendment with Downey Brand law firm in the amount of \$50,000 for a total not to exceed contract amount of \$75,000 for the legal review of documents related to the Baykeeper Settlement Agreement - Engineering (Rich Davidson 307-8105).
- F-11.** THIS ITEM WAS REMOVED FROM THE AGENDA
- F-12.** APPROVE - the second Glen Price Group contract amendment to continue grant seeking and proposal writing services for City departments through June 2008, increasing the contract amount by \$50,000 for a total contract amount not to exceed \$281,000 - City Manager's Office (Bill Lindsay 620-6512).
- F-13.** APPROVE - a contract with Boyles and Associates to support the implementation of a comprehensive graffiti abatement program in Richmond for an amount not to exceed \$25,000 from May 1, 2008, to May 1, 2009 - City Manager's Office (Bill Lindsay 620-6512).
- F-14.** APPROVE - a lease agreement for 2,000 square feet of office space located at 207 37th Street in Richmond at a cost of \$3,000 per month for a one year term for the Office of Neighborhood Safety (ONS) staff and programs - Office of Neighborhood Safety (DeVone Boggan 621-1219).
- F-15.** APPROVE - the following reappointments and appointments: Library Commission:

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Kokoye Sande, term expiring 7/1/11; Human Relations and Human Rights Commission: Kathleen Sullivan, incumbent, term expiring 3/30/11; Economic Development Commission: Don Lau, reappointed incumbent, term expiring 3/30/09; Timothy Manhart, term expiring 3/30/11 - Mayor McLaughlin (620-6503).

F-16. APPROVE - the following appointment of "alternates" to the North Richmond Waste and Recovery Mitigation Fee Committee: Councilmember Lopez to serve as alternate for Councilmembers Bates, Sandhu, and Viramontes; North Richmond resident Johnny White to serve as alternate for North Richmond resident Lee Jones - Mayor McLaughlin (620-6503).

F-17. APPROVE - minutes of the Special Meeting held on March 25, 2008, and the Regular Meeting held on April 1, 2008 - City Clerk's Office (Diane Holmes 620-6513).

G. PUBLIC HEARINGS

G-1. UPHOLD the Planning Commission's decision to approve the Tentative Parcel Map in Exhibit A and 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 15, 2008) – Planning Department (Richard Mitchell 620-6706).

G-2. Conduct a hearing on an appeal by the El Sobrante Valley Planning and Zoning Advisory Committee of the Design Review Board's approval for a two-story addition for the property located at 4917 Thunderhead Court, and uphold the Design Review Board's approval by denying the appeal, reaffirming the Board's findings and statements identified in the February 13, 2008, staff report, and approving the Design Review Permit subject to conditions - Planning Department (Richard Mitchell 620-6706).

H. OPEN FORUM FOR PUBLIC COMMENT

I. AGREEMENTS

J. RESOLUTIONS

J-1. ADOPT A RESOLUTION - urging the University of California Regents to increase wages of low-wage employees to assist in increasing the economic vitality of Richmond and other cities in the Greater Bay Area - Councilmember Thurmond (620-6581).

K. ORDINANCES

- K-1.** ADOPT an Urgency Ordinance Extending the Temporary Moratorium on the Acceptance, Processing, and Approval of Applications and Permits to Construct, Modify or Place Wireless Telecommunication Facilities (Exhibit A) within the City of Richmond until July 31, 2008 - Planning Department (Richard Mitchell 620-6706).

L. COUNCIL AS A WHOLE

- L-1.** Approve the allocation of \$45,000 more for the Juneteenth Parade and Festival scheduled for June 21, 2008, for a total of \$65,000, and authorize the use of the City of Richmond's portable entertainment stage at no charge and the provision of in-kind staff services - Councilmember Bates (620-6581).
- L-2.** Receive a report regarding franchise agreements, and direct staff to renew franchise agreements at currently applicable franchise rates - City Attorney's Office (Louise Renne 620-6509).
- L-3.** Authorize a hiring freeze of all vacant positions until the 2008 Proposed Budget has been approved, unless special action is deemed necessary by the City Council - Councilmember Viramontes (620-6581).
- L-4.** Approve a policy authorizing a response from City Council members if erroneous information has been voiced during Public Forum - Vice-Mayor Marquez (620-6581).
- L-5.** Direct staff to draft an ordinance amending Chapter 2.56 (Local Employment Ordinance) of the Richmond Municipal Code to require: (1) proof of 20% local hires at the point of contract award; (2) quarterly reports to ensure compliance; (3) that the subcontractor(s) also comply with said ordinance; and (4) any additional recommendation(s) from staff, if deemed necessary - Councilmembers Sandhu and Viramontes (812-5081/620-6581).
- L-6.** Accept the recommendations of the City of Richmond Finance, Administrative Services and Economic Development Standing Committee for projects which have regional significance in the West Metro Sector to be forwarded to the East Bay Regional Park District for inclusion in the proposed Measure AA Bond Extension for the November 2008 ballot - Councilmember Viramontes (620-6581).

M. COMMUNICATIONS

N. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS,

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**REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING
AB 1234 REPORTS)**

O. 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*