



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

**AGENDA
Tuesday, November 25, 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, November 25, 2008

EVENING OPEN SESSION

6:00 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. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision [a] of Government Code Section 54956.9):

Nishioka vs. City of Richmond
 - A-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Significant exposure to litigation pursuant to Subdivision (b) of Government
Code Section 54956.9):

One Case

Tuesday, November 25, 2008

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. Presentation of a proclamation and video honoring and remembering local community activist and homeless advocate Susan Prather - Mayor McLaughlin/Councilmember Viramontes (620-6503/620-6581).

D-2. Proclamation declaring the month of November as the Month of Remembrance to Recall the 2007 Aerial Pesticide Sprayings for the Light Brown Apple Moth - Mayor McLaughlin (620-6503).

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

F. CONSENT CALENDAR

F-1. ACCEPT the Historic Preservation Advisory Committee's Annual Report - Planning and Building Services Department (Richard Mitchell 620-6706).

F-2. APPROVE the purchase of 200 LED street light fixtures from Omega Pacific of Richmond, California in an amount not to exceed \$99,288.75 - Engineering Department (Rich Davidson 307-8105).

F-3. AWARD a construction contract for Phase II of the Central Richmond Greenway Bicycle/Pedestrian Trail to Grade Tech, Inc. for a cost of \$859,220.60 (which includes Alternate 1[aggregate base]) with a City-administered contingency and reserve not to exceed \$125,000 to be paid partially from the Metropolitan Transportation Commission (MTC) Grant Funds - Engineering Department (Rich Davidson 307-8105).

Tuesday, November 25, 2008

- F-4.** AUTHORIZE the City Manager's Office to enroll in the National Research Center's (NRC) National Citizen Survey Program in order to conduct a 2009 survey of City of Richmond residents at a cost not to exceed \$30,000 - City Manager's Office (Bill Lindsay 620-6512).
- F-5.** APPROVE the proposed City Council Non-profit Organization Emergency Grant Program criteria, application, and approval process - City Manager's Office (Bill Lindsay 620-6512).
- F-6.** ADOPT a resolution authorizing the acceptance and appropriation of funds in the amount of \$228,907 allocated to the City of Richmond from the Department of Homeland Security, 2007 Assistance to Firefighters Grant program, to establish a Fire Department health and wellness program - Fire Department (Chief Michael Banks 307-8041).
- F-7.** ADOPT an ordinance (second reading) amending and restating Ordinance No. 1-99 N.S., creating a special fund and authorizing the City to pledge and assign net revenues from Port operations into the special fund as security for Port-related debt obligations - Finance Department/Port (James Goins/Jim Matzorkis 620-6740/215-4600).

G. OPEN FORUM FOR PUBLIC COMMENT

H. ORDINANCES

- H-1.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code subsection 2.62.040 setting a two-tier fine system for administrative citations - Police Department (Chief Magnus 620-6656).

I. COUNCIL AS A WHOLE

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

K. ADJOURNMENT

This agenda may be previewed on KCRT – Channel 28, Richmond Television, City website ci.richmond.ca.us. Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available at the Main Counter at City Hall located at 1401 Marina Way South.