



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

**AGENDA
Tuesday, January 17, 2006**

Mayor
Irma L. Anderson

Vice Mayor
Jim Rogers

Councilmembers
Nathaniel Bates
Thomas K. Butt
Richard Griffin
John E. Marquez
Gayle McLaughlin
Tony K. Thurmond
Maria T. Viramontes

The Richmond City Council also serves as Board Members and Commission Members for the following:

**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 THREE (3) MINUTES to address the City Council on 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 D, 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 SESSIONS

Shimada Room of City Hall

REDEVELOPMENT AGENCY

- RRA1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Government Code Section 54956.8)**

Property: 100 and 106 Macdonald Avenue
**Negotiating Parties: Mohamed Naji Alnajar and Nageeb
Saleh Alnajar, and Steve Duran, Richmond
Community Redevelopment Agency**
Under Negotiation: Price and Terms

CITY COUNCIL

- CC1. CONFERENCE WITH LEGAL COUNSEL: EXISTING
LITIGATION
Subdivision (a) of Government Code Section 54956.9**

**Two Cases: Bourgeois vs. City of Richmond
McKiernan vs. City of Richmond**

**CC2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Government Code Section 54956.8)**

Property: Point Molate
**Negotiating Parties: City Manager Bill Lindsay, Jim Levine of
Upstream Point Molate, and John Knox,
Orrick, Herrington and Sutcliffe**
Under Negotiation: Price and Terms

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**OPEN SESSIONS
COUNCIL CHAMBER
7:00 p.m.**

PLEDGE TO THE FLAG

A. ROLL CALL

B. AFFIRMATION OF THE CITY OF RICHMOND CODE OF ETHICS

Affirm the following statements:

We shall be professional, courteous, and respectful.

We shall serve with honesty and with integrity.

**We shall be good stewards of the public’s resources by providing
quality services in the most responsive and cost-effective manner.**

**We shall recognize and honor the diversity of our community and
our workplace.**

We shall be adaptable, accountable, and capable of embracing change.

**We shall be fair, objective, and responsive in our interactions with
the public, residents, employees, board members, commissioners,**

We shall maintain positive relationships cultivating an environment of collegiality and trust.

NOTE: MEMBERS OF THE AUDIENCE REQUESTING THAT AN ITEM OR ITEMS BE REMOVED FROM THE CONSENT CALENDAR MUST COMPLETE AND FILE A PINK SPEAKER'S CARD WITH THE CITY CLERK PRIOR TO AGENDA REVIEW.

C. APPROVAL OF MINUTES

None.

D. STATEMENT OF CONFLICT OF INTEREST

E. AGENDA REVIEW

Members of the audience requesting that an item or items be removed from the CONSENT CALENDAR must complete and file a pink speaker's card with the City Clerk prior to Agenda Review.

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

G. OPEN FORUM FOR PUBLIC COMMENT

H. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

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. AWARD – a contract with MuniFinancial for a Development Impact Fee Study, Cost Allocation Plan and User Fee Study. Total amount of the contract will not exceed \$85,010 – Finance Department (James Goins 621-6740).

I-2. ADOPT ORDINANCE – amending Chapter 7.104 of the Richmond Municipal Code to impose an annual license requirement on retail sellers of tobacco – City Attorney's Office (John Eastman 620-6509).

I-3. ADOPT ORDINANCE – amending Ordinance No. 40-01 N.S. establishing wages, salaries, and compensation for the classification of **Labor Relations Manager (Salary Range is \$6,497 to \$7,872 per month)** – Human Resources (Leslie Knight 620-6849).

I-4. ADOPT ORDINANCE – amending Ordinance No. 33-01 N.S. establishing wages, salaries, and compensation for the classification of **Modernization Programs Specialist (Salary Range is \$3,848 to \$4,602 per month)** – Human Resources (Leslie Knight 620-6849).

I-5. APPROVAL OF RESOLUTION – authorizing the City of Richmond to apply for a grant from the 2002 Resources Bond Act (Proposition 40) – Public Works (Rich Davidson 307-8091).

J. PUBLIC HEARINGS

J-1. Hear testimony and/or protests regarding the Refunding of Limited Obligation Bonds Series 2000, Improvement District 1999-01 (Country Club Vista) – Finance Department (James Goins 620-6740).

J-2. Continuation of an appeal by Rod Satre and Bonnie Satre Daley of the Planning Commission’s conditional approval of a variance in the 10 foot side-yard setback requirement, variances to the regulations regarding decks on a sloping parcel, a variance to the three and one-half foot (3 ½’) maximum retaining wall height and Design Review approval to allow the construction of a ± 3,000 SF single-family residence with a ± 484 SF garage at 301 Pacific Avenue (**The public hearing was closed on January 10, 2006**) – Planning Department (Richard Mitchell 620-6662).

K. AGREEMENTS

L. RESOLUTIONS

L-1. ADOPT – the following resolutions for Reassessment District No 1999-01 (Country Club Vista):

- a. Resolution of the City Council Approving and Confirming the Report on the Levy of Reassessments and The Refunding of Its 1915 Act Limited Obligation Improvement Bonds

- b. Resolution Providing for the Issuance of the City’s Limited Obligation Refunding Bonds, Reassessment District No. 1999-01 (Country Club Vista) and approving the forms of the financing documents.

Finance Department (James Goins 620-6740).

RECESS TO SPECIAL MEETING OF THE JOINT POWERS FINANCING AUTHORITY

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**SPECIAL MEETING
OF THE
JOINT POWERS FINANCING AUTHORITY
7:20 p.m.**

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. RESOLUTION

- C-1. Resolution authorizing the Issuance, Sale and Delivery of Not to Exceed \$12,435,000 of its Reassessment Revenue Refunding Bonds, Series 2006A and Subordinated Series 2006B and the Execution and Delivery of a Trust Agreement, A Preliminary Official Statement To Be Derived Therefrom, A Local Obligation Purchase Contract, A Purchase Contract, and Certain Other Actions In Connection With The Issuance, Sale, and Delivery of Such Bonds – Finance Department (James Goins 620-6740).

D. ADJOURN

RECONVENE CITY COUNCIL MEETING

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M. ORDINANCES

- M-1. **INTRODUCE** – an ordinance amending Chapter 12.18 of the Richmond Municipal Code pertaining to discharges to the Wastewater Treatment

System, to include Fats, Oils, and Grease (FOG) Program – Public Works (Rich Davidson 307-8105).

1/17/06

N. COUNCIL AS A WHOLE

- N-1.** Discussion of possible amendments to the Land Disposition Agreement (LDA) between the City of Richmond and Upstream Point Molate, LLC – Vice Mayor Rogers (867-5725).
- N-2.** **Continue to January 31, 2006**, to consider introducing an ordinance amending Section 6.02.170(D) of the Richmond Municipal Code to limit the allowable time to complete a permitted building project to conform to the California Building Standards Code – Councilmember Butt (236-7435).
- N-3.** Review of a Comprehensive Code Enforcement Program – City Manager/ City Attorney (Bill Lindsay and John Eastman 620-6512/620-6509).
- N-4.** Consider a resolution to authorize the City of Richmond to participate with other cities and counties in formation of the Association of Refinery Cities and Counties – Councilmember Butt (236-7435).
- N-5.** Consider requesting the Redevelopment Agency to increase funding for paving streets in redevelopment areas from \$1 million to \$1.5 million – Vice Mayor Rogers (867-5725).

O. COMMUNICATIONS

- O-1.** Referrals to staff from the City Council.

P. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS, REFERRALS TO STAFF, AND GENERAL REPORTS

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

- P-1.** Reports of Chairpersons of:
 - a. Finance Standing Committee.
 - b. Public Safety Standing Committee.
 - c. Rules and Procedures Standing Committee
 - d. Report from the Mayor.
- P-2.** General Reports from Councilmembers and staff.

Q. ADJOURNMENT

*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*

SpecialCC17Jan2006.Agenda