



City Hall
1401 Marina Way South
Richmond, CA 94804

**SPECIAL MEETING
AGENDA
Tuesday, January 31, 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

CITY COUNCIL

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

One Case: Wilson vs. City of Richmond

REDEVELOPMENT AGENCY

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

Property: 1121 Macdonald Avenue

**Negotiating Party: Steve Duran, Richmond Community
Redevelopment Agency, and Otis Hubbard dba Sadie's
Soul Food Cafe**

Under Negotiation: Price and Terms

CITY COUNCIL

CC2. CONFERENCE WITH LEGAL COUNSEL: EXISTING LITIGATION

Subdivision (a) of Government Code Section 54956.9

One Case: Baykeeper vs. City of Richmond et al.

CC3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6)

Title: City Attorney

CC4. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

City Designated Representatives: Bill Lindsay, Leslie Knight, Rob Larson, and Lisa Stephenson

Counsel: Jeffrey Sloan, Renne, Sloan, Holtzman, and Sakai, LLP

Employee organization or unrepresented employee: IAFF Local 188 (Firefighters)

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**EVENING
OPEN SESSION
Council Chamber
6:00 p.m.**

**Swearing-In Ceremony
for
Police Chief Christopher J. Magnus**

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**CITY COUNCIL
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, and Councilmembers.

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. STATE OF THE CITY ADDRESS

D. COUNCIL REORGANIZATION

- D-1.** Elect a Vice Mayor – City Council (620-6825).
- D-2.** Presentation to former Vice Mayor Rogers – Mayor Anderson (620-6503).
- D-3.** Comments from former Vice Mayor Rogers.
- D-4.** Appointments to City Council Standing Committees and Regional Committees – Mayor Anderson (620-6503).

E. STATEMENT OF CONFLICT OF INTEREST

F. 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.

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

H. OPEN FORUM FOR PUBLIC COMMENT

I. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

- I-1.** Proclamation designating February 2006 as American Heart Month and declaring February 3, 2006, as Wear Red for Women Day in the City of Richmond – Mayor Anderson (620-6503).
- I-2.** Proclamation acknowledging Duane Chapman for serving as Chairperson of the Human Relations Commission from 1996 to 2006 – Mayor Anderson (620-6503).

J. 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.

- J-1.** APPROVE - Minutes of the Morning and Evening Sessions held on January 10 and 17, 2006.

- J-2. **APPROVE** – a Purchase of Services Contract with Moore Iacofano Goltsman, Inc. (MIG) to update the City of Richmond’s General Plan. Total amount of the contract will not exceed \$1,600,000, and the contract period is December 6, 2005, through June 11, 2007 – Planning Department (Richard Mitchell 620-6706).
- J-3. **APPROVE** – an amendment to a contract with Victor R. Ochoa to provide services as special legal counsel and extend the term of the contract through June 30, 2006. Total amount of the contract amendment is \$20,000 for a total contract amount of \$54,999.99 – City Attorney (John Eastman 620-6509).
- J-4. **APPROVE** - a contract with Ross Recreation to provide additional playground equipment and rubberized surfacing at La Moine Park. Total amount of the contract is \$111,375.63. Contract period is January 1, 2006, through June 30, 2006 – Parks and Landscaping Division (Sharon West 231-3076).
- J-5. **APPROVE** – an agreement with the Regional Center of the East Bay to vendorize the Disabled People’s Recreation Center’s afternoon program – Recreation and Parks Division (Monique A. le Conge 620-6555).
- J-6. **ADOPT RESOLUTION** – denying in part and granting in part the appeal of Rod Satre and Bonnie Satre-Daley of the Planning Commission’s conditional approval for variances to construct a single-family dwelling and garage at 301 Pacific Avenue – City Attorney (John Eastman 620-6509).
- J-7. **ADOPT RESOLUTION** - endorsing and supporting the California Reading and Literacy Improvement and Public Library Construction and Renovation Bond Act of 2006 – Library (Monique A. le Conge 620-6555).
- J-8. **ADOPT RESOLUTION** – accepting \$338,998 in the Department of Homeland Security – Assistance to Firefighter Assistance (AFGP) Funds, and approving a spending plan for the grant funds that will include the purchase of new fire station emergency generators, diesel exhaust recovery systems, and costs of installation – Fire Department (Fire Chief Michael Banks 307-8039).
- J-9. **ADOPT RESOLUTION OF INTENTION NO. 893** – to vacate a portion of Embarcadero within Bio-Rad facilities at 3110 Regatta Boulevard and set a public hearing for March 7, 2006 – Planning Department (Richard Mitchell 620-6706).
- J-10. **ADOPT RESOLUTION OF INTENTION NO 894** – to vacate a portion of Harbor along the southern border of the Bio-Rad facilities at 3110 Regatta Boulevard and set a public hearing for March 7, 2006 – Planning

Department (Richard Mitchell 620 -6706).

J-11. ADOPT ORDINANCE – amending Richmond Municipal Code Chapter 12.18 pertaining to Discharges to the Wastewater Treatment System, to include a Fats, Oils, and Grease (FOG) Program – Public Works (Rich Davidson 307-8105).

K. PUBLIC HEARINGS

K-1. Conduct public hearings for the following:

- a. Levy of special assessments on certain properties for recovery costs for Lot Cleanup Notifications, inspections, re-inspections, cleanups, and/or boarding of buildings performed by the City of Richmond – Police Department (Police Chief Chris Magnus 620-6655).
- b. Levy special assessments on certain properties for administrative citations issued by the City of Richmond – Police Department (Police Chief Chris Magnus 620-6655).

L. AGREEMENTS

M. RESOLUTIONS

N. ORDINANCES

N-1. INTRODUCE – an ordinance amending the Richmond Municipal Code Section 6.02.170 (D) to limit allowable time to complete a permitted project - City Council/Planning Department (Richard Mitchell/Fred Clement 620-6825/620-6706).

O. COUNCIL AS A WHOLE

O-1. Mid-Year Review of the 2005/06 Budget – Finance Department (James Goins 620-6740).

O-2. Consider holding a strategic Planning Session to identify Council priorities for 2006 – Councilmember Thurmond (620-6512).

O-3. Discuss the following recommendations from the Rules and Procedures Committee:

- a. Restructure meetings for the City Council
- b. Allow a one to two minute rebuttal option for appellants and

applicants during public hearings.

P. COMMUNICATIONS

P-1. Referrals to staff from the City Council.

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

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

Q-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.

Q-2. General Reports from Councilmembers and staff.

R. 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*