



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

**AGENDA
Tuesday, February 7, 2006**

Mayor
Irma L. Anderson

Vice Mayor
Maria T. Viramontes

Councilmembers
Nathaniel Bates
Thomas K. Butt
Richard Griffin
John E. Marquez
Gayle McLaughlin
Jim Rogers
Tony K. Thurmond

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
AND
CITY COUNCIL**

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

Property: Vernon Avenue at Castro Street

**Negotiating Party: Bill Lindsay, City of Richmond; Steve Duran,
Richmond Community Redevelopment Agency;
and Community Housing Development
Corporation of North Richmond and East Bay
Habitat for Humanity**

Under Negotiation: Price and Terms

CITY COUNCIL

CC1. CONFERENCE WITH LEGAL COUNSEL: EXISTING LITIGATION

(Subdivision [a] of Government Code Section 54956.9)

**Five Cases: Word of Life Church vs. City of Richmond
 Turner vs. City of Richmond
 Sanchez vs. City of Richmond
 Corr vs. City of Richmond
 Tak 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: Terms of Payment

CC3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

Property: 1401 Marina Way South

**Negotiating Parties: Steve Duran, City of Richmond, and
 Westshore Partners**

Under Negotiation: Lease

**CC4. CONFERENCE WITH REAL PROPERTY NEGOTIATOR
(Government Code Section 54956.8)**

Property: Five vacant surplus properties located on South 2nd Street

Negotiating Parties: Bill Lindsay, City Manager, Steve Duran,
Executive Director of Richmond Community
Redevelopment Agency, and United Heritage
Industries

Under Negotiation: Price and Terms

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**EVENING
CLOSED SESSION
5:30 p.m.**

- A. ROLL CALL**
- B. PUBLIC COMMENT**
- C. ADJOURN TO CLOSED SESSION**

CLOSED SESSION

**CC1. 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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**OPEN SESSIONS
COUNCIL CHAMBER**

**RICHMOND COMMUNITY REDEVELOPMENT
AGENCY
6:30 p.m.**

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. RESOLUTION

C-1. ADOPT – authorizing the Executive Director to execute a Settlement Agreement with Sadie’s Soul Food Café for implementation of the 12th and Macdonald Mixed-Use Project – Community and Economic Development (Steve Duran 307-8140).

D. OPEN FORUM FOR PUBLIC COMMENT

E. ADJOURN

**SPECIAL JOINT MEETING OF THE
RICHMOND CITY COUNCIL
AND THE
RICHMOND REDEVELOPMENT AGENCY
6:40 p.m.**

PLEDGE TO THE FLAG

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. RESOLUTION

C-1. ADOPT – **Resolution of the City of Richmond** approving the Funds Administration Agreement and authorizing the City Manager to execute a Funds Administration Agreement with Richmond Community Redevelopment Agency (Agency) providing that the Agency administer funds on behalf of the City – Community and Economic Development (Steve Duran 307-8140).

C-2. **ADOPT** – Resolution of the Members of the Richmond Community Redevelopment Agency (Agency) approving the Funds Administration Agreement and authorizing the Executive Director to execute a Funds Administration Agreement with the City of Richmond (City) providing that the Agency administers funds on behalf of the City – Community and Economic Development (Steve Duran 307-8140).

D. **OPEN FORUM FOR PUBLIC COMMENT**

E. **ADJOURN**

**CITY COUNCIL
7:00 p.m.**

A. **ROLL CALL**

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.

B. **STATEMENT OF CONFLICT OF INTEREST**

C. **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.

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

E. **OPEN FORUM FOR PUBLIC COMMENT**

F. **PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

F-1. Proclamation recognizing former Interim Police Chief Terry Hudson for 30 years of service to the Richmond Police Department - Mayor Anderson (620-6503).

- F-2.** Presentation by the Southeast Asian Youth and Family Alliance on the status of youth in Richmond – Mayor Anderson (620-6503).

G. 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.

- G-1. APPROVE** – Minutes of the Morning and Evening Open Sessions held on January 31, 2006 – City Clerk (Diane Holmes 620-6513).
- G-2. APPROVE** – the purchase of ballistic vests for the Police Department. Total amount of the purchase is \$86,913.02 – Police Department (Chief Chris Magnus 620-6830).
- G-3. APPROVE** – a Purchase of Services Contract and associated Scope of Work with Moore Iacofano Goltsman, Inc., (MIG) to update the City’s General Plan for a total cost of \$1,558,393.00 – Planning Department (Richard Mitchell 620-6706).
- G-4. APPROVE** – a contract with the Richmond Art Center to fund the Neighborhood Public Art Mini-Grant Project in the amount of \$75,000 and authorize the Director of Library & Community Services to sign all necessary documents – Library & Community Services (Monique A. le Conge 620-6555).
- G-5. ADOPT A RESOLUTION** – supporting the Green Wave Economic Development Roundtable to be held on February 24, 2006 – Mayor Anderson (620-6503).
- G-6. APPROVE** – contract amendment with Mary A. Renfro for the provision of special counsel legal services. This contract amendment will increase the contract amount by \$50,000 for a total of \$109,999.99. Contract expiration date remains June30, 2006 – City Attorney (John Eastman 620-6509).
- G-7. APPROVE** – reappointments to the following Boards and Commissions:
(1) Police Commission: Emile de Vera, term expiring November 1, 2009;
(2) Housing Advisory Board: Helen Louise Hall and Oras Washington, Sr., terms expiring February 1, 2008; and (3) Arts and Culture Commission: Suzanne Kimiko Onodera and Thomas Pope, terms expiring January 31, 2010 – Mayor Anderson (620-6503).

G-8. 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).

H. PUBLIC HEARINGS

H-1. Introduce a Zoning Ordinance Text Change (ZTC 05-2) amending Section 15.04.910.080 of the Richmond Municipal Code to require medical marijuana dispensaries to obtain a Conditional Use Permit and to establish regulations and criteria for medical marijuana dispensaries, amending Section 15.04.230.040 by adding medical marijuana dispensaries as a Conditional Use in the C-3, Regional Commercial District – Planning Department (Richard Mitchell 620-6706).

H-2. Adopt a resolution approving the City of Richmond Housing Element and Initial Study/Negative Declaration – Planning Department (Richard Mitchell 620-6706).

I. AGREEMENTS

J. RESOLUTIONS

J-1. ADOPT – supporting an increase for financial support from AC Transit for Equitable Transportation Funding and Benefit of Passengers in the Metropolitan Transportation Commission Area - Vice Mayor Viramontes (620-6581).

K. ORDINANCES

L. COUNCIL AS A WHOLE

L-1. Update the City Council on the City of Richmond’s ability to receive Measure C Local Streets and Maintenance Improvement Funds – Vice Mayor Viramontes (620-6581).

L-2. Discussion on the Grade Separation Study – Councilmember Rogers (620-6581).

M. COMMUNICATIONS

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

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

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

N-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.

N-2. General Reports from Councilmembers and staff.

O. 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*

CC7Feb2006.Agenda