

Persons desiring to address the Council on items appearing on the agenda please file your name and address with the City Clerk on the form provided by the City Clerk **PRIOR** to approaching the podium and **PRIOR** to the City Council's consideration of the agenda item. **Once the discussion of the agenda item 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. Speakers are requested to limit their remarks to the issue(s) **so that all interested persons may have an equal opportunity to present their comments to the Council.** **Speakers shall be permitted only THREE (3) MINUTES to address the City Council on any item on the agenda.**

## **RICHMOND CITY COUNCIL**

**MAYOR**  
**Irma L. Anderson**

**VICE MAYOR**  
**Jim Rogers**

### **COUNCILMEMBERS**

**Nathaniel Bates   Thomas K. Butt**  
**Richard L. Griffin   John Márquez**  
**Gayle McLaughlin   Mindell L. Penn**  
**Maria T. Viramontes**

**A G E N D A**  
**Tuesday, February 1, 2005**

**EXECUTIVE SESSION – 9:00 a.m. – SHIMADA ROOM**

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
**(Government Code Section 54957)**

**City Clerk: Agenda Process**

**CONFERENCE WITH LEGAL COUNSEL: POTENTIAL LITIGATION**  
**(Government Code Section 54956.9)**

**Financial Recovery Plan:   Revenue Generating Measures**  
**Solbourne**  
**Update on Audits in the Finance Department**

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
**(Government Code Section 54957)**

**Title:   City Manager: Project Manager**  
**City Attorney**

**OPEN SESSION - 7:00 p.m. - COUNCIL CHAMBER**

**A. ROLL CALL**

**B. COUNCILMEMBER'S CODE OF CONDUCT**

**“I solemnly pledge to conduct all City matters fairly, responsibly and impartially; to carry out the business of the City in an orderly and efficient manner; to treat my colleagues, citizens, and City staff with dignity and respect; through debate, discussion, and dialogue instill public confidence and integrity in the process of City government; and to serve the citizens of Richmond to the best of my ability.”**

**C. APPROVAL OF MINUTES**

**C-1.** Regular meeting held January 25, 2005.

**D. STATEMENT OF CONFLICT OF INTEREST**

**E. AGENDA REVIEW**

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

**G. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

**G-1.** Proclamation naming February as “American Heart Month” in the City of Richmond– Mayor Anderson (620-6503).

**G-2.** Proclamation in recognition of Judy Hart as the first Superintendent of the Rosie the Riveter/WWII Home Front National Historical Park and on her retirement after 28 years of service to the National Park Service – Mayor Anderson (620-6503).

**H. REPORTS OF STANDING COMMITTEES AND MAYOR**

**H-1.** Public Safety and Public Services Standing Committee.

**H-2.** Finance, Administrative Services, and Economic Development Standing Committee.

**H-3.** Rules and Procedures Standing Committee.

**H-4.** Report from the Mayor.

**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. ACCEPT** – work completed by Cleary Brothers Landscape for the Monterey and Mendocino Parks Rehabilitation. Work was completed on November 30, 2004 – Parks and Landscaping (Sharon West 231-3076).
- I-2. APPROVE** – an amendment to an existing contract with Oakland Private Industry Council to extend the term period from September 22, 2004, through September 21, 2005, to July 1, 2005, through September 22, 2005 - Employment and Training (Sal Vaca 307-8006).
- I-3. AWARD** – contract to Cleary Brothers Landscape, Inc., for construction of Southside Community Park. Total amount of contract will not exceed \$922,458 – Parks and Landscaping (Sharon West 231-3076).
- I-4. ORDINANCE** - amending Chapter 15.04 of the Richmond Municipal Code pertaining to Conditional Use Permits for Alcoholic Beverage Sales – **Second Reading** - City Council/Planning (Tom Butt 236-7435/Barry Cromartie 620-6751).
- I-5. ORDINANCE** – amending Section 9.22.110 (Public Nuisance/ Abatement) to provide a reward for information resulting in the arrest or citation of an individual who has violated any provision of Chapter 9.22 and ultimately pays a fine or a fee – **Second Reading** – City Attorney’s Office (Everett Jenkins 620-6509).
- I-6. DENY** – claims against the City of Richmond by: (1) Cheryl Collier, (2) Corey Pinkins, and (3) CSAA Insurance representing Kiong Phoen – Risk Management (Steve Kochly 271-8811).

**J. OPEN FORUM FOR PUBLIC COMMENT**

Anyone wishing to address the City Council must submit a request to the City Clerk prior to commencement of the item. **Each speaker will be limited to a Maximum of Two (2) Minutes. The Maximum Number of Requests will be limited to fifteen (15), and the total amount of time for Open Forum will be Thirty (30) Minutes. SPEAKERS MUST SPEAK ON ITEMS THAT ARE NOT ON THE AGENDA.**

**K. PUBLIC HEARINGS**

**L. AGREEMENTS**

**M. RESOLUTIONS**

**N. ORDINANCES**

**N-1. ADOPT** – adding Chapter 13.57 to the Richmond Municipal Code pertaining to Neighborhood Improvement and Community Enhancement Districts (N.I.C.E) – **First Reading** - City Manager’s Office (Jay Corey 620-6511).

**O. COUNCIL AS WHOLE**

**O-1.** Response by the City of Richmond to the State Audit Report – Finance Department (Pat Samsell 620-6740).

**O-2.** Staff report regarding closing out the Richmond Parkway Project – Councilmember Butt (236-7435).

**O-3.** Consider amending Section 6.02.150 of the Richmond Municipal Code relating to permits – Councilmembers Butt and McLaughlin.

**O-4.** Discussion regarding amending the City Charter to change the position of City Attorney from Council appointed to an elected position - Mayor Anderson (620-6503).

**O-5.** Discussion to consider hiring a consultant to review the City Charter – Mayor Anderson (620-6503).

**O-6.** Discussion of the need for an overpass for vehicular traffic to cross the BNSF and Richmond Railroad tracks in the Marina Bay Neighborhood and to have the Redevelopment Agency use funds restricted to Marina Bay to fund a study to determine the best location and the cost of such a project – Councilmember Butt (236-7435).

**O-7.** Discussion and appointment of a Blue Ribbon Committee for the Campus Bay Project – Mayor Anderson (620-6503).

**P. CALL FOR BIDS AND PROPOSALS**

**Q. COMMUNICATIONS**

**R. REPORTS OF OFFICERS**

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

S. ADJOURNMENT

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**ITEMS FOR AGENDA MUST BE IN THE CITY CLERK'S OFFICE BY 3P.M.  
MONDAY FOR THE FOLLOWING TUESDAY'S MEETING.**

*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*

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