

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 8, 2005

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

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

CONFERENCE WITH REAL PROPERTY NEGOTIATORS
(Government Code Section 54956.9)

Property: Terminal Nos. 2 and 3

Agency Negotiator: Jim Matzorkis, Port Director

Negotiating Parties: Port of Richmond and Toyota

Under Negotiation: Exclusive Right to Negotiate (ERN)

PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957.6)

Title: City Manager
City Attorney

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

- Six Cases:** **Close Out of the Richmond Parkway Project**
 Cap on Utility Users’ Tax
 Credit Cards
 Quintero vs. City of Richmond
 Default with SSA – Terminating Agreement
 Financial Recovery Plan: Convention Center

**PUBLIC EMPLOYMENT
(Government Code Section 54957.6)**

Discussion of At-Will Employees

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 February 1, 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 declaring February 2005 as Black History Month – 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** – status report regarding the development of a City-wide safety program – Risk Management (Shari Deutsch 620-6605).
- I-2. **APPROVE** – an agreement with DP Security to provide guard patrol security service at Point Molate. Total amount of agreement not to exceed \$225,000 Rich McCoy 620-6512).
- I-3. **APPROVE** – an agreement with Bajan Security to provide electronic service and response at Point Molate. Total amount of agreement not to exceed \$77,714.56 (Rich McCoy 620-6512).
- I-4. **RESOLUTION** – establishing the classification specification for **Community and Economic Development Operations Specialist I/II** in Community and Economic Development Department, Redevelopment Division – **No fiscal impact on the General Fund** – Human Resources (Marinett J. Brielland 621-1218).
- I-5. **RESOLUTION** – establishing the new classification specification for **Community and Economic Development Finance Manager** – Community and Economic Development, Redevelopment – **No fiscal impact on the General Fund** – Human Resources (Marie J. Brielland 621-1218).
- I-6. **ORDINANCE** – adding Chapter 13.57 to the Richmond Municipal Code pertaining to Neighborhood Improvement and Community Enhancement Districts (N.I.C.E) – **Second Reading** - City Manager’s Office (Jay Corey 620-6511).

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

K-1. Planning Commission's recommendation that the property at 217 West Richmond Avenue (APN: 558-164-005) be approved for a General Plan Amendment (GPA) and Rezone. The General Plan Designation for the site would change from Medium Density Residential/918 to Neighborhood Retail/922A. The Zoning Designation would change from MFR-1 Multi-Family Residential to C-1 Neighborhood Commercial – Planning (Barry Cromartie 620-6751).

K-2. Consider a formal recommendation from the Planning Commission to the City Council to deny proposed amendment to Section 3.20.010 of the Richmond Municipal Code to reduce the number of members on the Planning Commission from nine (9) to seven (7) members – Planning (Barry Cromartie 620-6751/Judy Battle 6708).

K-3. Consider a citywide zoning text change to reduce the required parking stall width from 9.5 feet to 9 feet in Zoning Code Section 15.04.850.020A.1. – Planning (Barry Cromartie 620-6706/Judy Battle 620-6708).

L. AGREEMENTS**M. RESOLUTIONS****N. ORDINANCES**

N-1. ADOPT 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).

N-2. ADOPT – establishing wages, salaries, and compensation for the classifications of **Community and Economic Development Operations Specialist I/II** and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. – **First Reading** – Human Resources (Marinett J. Briellard 621-1218).

- N-3.** **ADOPT** – establishing wages, salaries, and compensation for the classification of **Community and Economic Development Finance Manager** and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. – **First Reading** – Marinett J. Briellard 621-1218).
- O.** **COUNCIL AS WHOLE**
- O-1.** Consider recommendation for appointments and re-appointments to the following Commissions: **Recreation and Parks Commission**: Tony Thurmond, term expiring October 26, 2006; **Arts and Culture Commission**: Sydney Metrick and Catherine DuChene, Incumbents, terms expiring January 31, 2009 – Mayor Anderson (620-6503).
- O-2.** Report regarding Pension Obligation Bonds – City Manager’s Office (Phil Batchelor 620-6512).
- O-3.** Staff report on building a permanent Emergency Operation’s Center – City Manager’s Office (Phil Batchelor 620-6512).
- O-4.** Staff report on Community Youth Centers - City Manager’s Office (Phil Batchelor 620-6512).
- O-5.** Staff report on Credit Card (MBNA) and CAL-Card Audits - City Manager’s Office (Phil Batchelor 620-6512).
- O-6.** Report from the City Manager regarding Employee Code of Ethics – City Manager’s Office (Phil Batchelor 620-6511).
- O-7.** Report regarding City Manager’s proposed Employee Recognition Program – City Manager’s Office (Phil Batchelor).
- O-8.** Discussion on Reports of Officers and consider amending Resolution No. 82-04 to allow Councilmembers to make requests to place items on an agenda under Reports of Officers – Councilmember Penn (620-6513).
- O-9.** Discussion to consider recommending a new ordinance regarding the Slavery Era Insurance Disclosure Act and disclosure and divestment of investment earnings from City-sponsored Pension Funds or Investment Funds from financial and insurance institutions that benefit from international investment in slavery – Councilmembers Viramontes and Penn (620-6513).
- O-10.** Discussion regarding local initiative to encourage banks to recognize the Matricular Consular Card for identification from Mexican Government for identification to open new accounts and request that the Mayor appoint a four-member committee to review the feasibility of a local initiative –

Councilmembers Viramontes, Penn, and Marquez (620-6513).

- O-11. Discussion to consider cooperating with the United Way Campaign to encourage all eligible residents of Richmond to file a claim for the Earned Income Tax Credit – Council Viramontes (620-6513).

P. COMMUNICATIONS

Q. REPORTS OF OFFICERS

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

R. ADJOURNMENT

**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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