



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

**AGENDA
Tuesday, April 5, 2005**

Mayor
Irma L. Anderson

Vice Mayor
Jim Rogers

Councilmembers
Nathaniel Bates
Thomas K. Butt
Richard Griffin
John E. Marquez
Gayle McLaughlin
Mindell L. Penn
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**

*** Federal Regulations mandates that the Housing Authority
have two Tenant Commissioners.**

PROCEDURES FOR PARTICIPATION AT CITY COUNCIL MEETINGS

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 at 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.** Speakers are requested to occupy seats in the front row which are reserved for that purpose as their name is announced by the City Clerk.

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 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. If there are 15 or fewer speakers submitting speaker's cards, the time allotted to each speaker shall be a maximum of 2 minutes. If between 16 and 24 persons submit speaker's cards, the time allotted to each speaker shall be a maximum of 1 and one-half minutes. If 25 or more persons submit speaker's cards, the time allotted to each speaker shall be a maximum of 1 minute.** Speakers are requested to occupy seats in the front row which are reserved for that purpose 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. An audience member requesting to remove an item from the Consent Calendar for discussion or comment must submit this request by completing and filing a pink speaker's card with the City Clerk **prior to the City Council's consideration of item D, Agenda Review.** A Consent Calendar item removed for comment 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 Chair has the right and the obligation to cut off discussion that is too personal, too loud, or too crude.

**STUDY SESSION
COUNCIL CHAMBER
APRIL 5, 2005
6:00P.M.**

The purpose of the study session is for the City Council to give direction to City staff regarding the items on the agenda.

1. Review of Richmond's Kids First After-School Program – Shilen Patel
2. Mayors Summer Youth Program – Mayor's Office

EVENING

**JOINT MEETING
RICHMOND REDEVELOPMENT AGENCY/CITY COUNCIL
AGENDA
COUNCIL CHAMBER
6:50 p.m.**

PLEDGE TO THE FLAG

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. APPROVAL OF MINUTES

C-1. Special meeting of the Richmond City Council and the Richmond Redevelopment Agency March 1 and March 8, 2005.

D. CONSENT CALENDAR

D-1. CONSIDER approval of the Community & Economic Development department Strategic Plan Update – **Recommended for approval by Finance Standing Committee.**

E. COUNCIL/AGENCY AS A WHOLE

F. RESOLUTIONS

F-1. ADOPT the following resolutions regarding the award of contracts for the construction of under- ground and above-ground improvements on Filbert and Kelsey streets and construction management services as part of the North Richmond Street Improvement Program:

- (a) **Resolution:** Resolution of the **Council of the City of Richmond** authorizing a contract with A&B Construction for construction of under-ground improvements under the North Richmond Street Improvement Program. Contract amount not to exceed \$496,816. **(Res. No.)**
- (b) **Resolution:** Resolution of the **Council of the City of Richmond** authorizing a contract with Bay Cities Paving and Grading for construction of above-ground improvements under the North Richmond Street Improvement Program. Contract amount not to exceed \$3,550,240. **(Res. No.)**
- (c) **Resolution:** Resolution of the **Council of the City of Richmond** authorizing a contract with PG&E for the cost of under-grounding utilities associated with the North Richmond Street Improvement Program. Contract amount not to exceed \$350,000. **(Res. No.)**
- (d) **Resolution:** Resolution of the **Council of the City of Richmond** authorizing a contract with COMCAST for the cost of under-grounding utilities associated with the North Richmond Street Improvement Program. Contract amount not to exceed \$20,000. **(Res. No)**
- (e) **Resolution:** Resolution of the **Council of the City of Richmond** authorizing a contract with SBC for the cost of under-grounding utilities associated with the North Richmond Street Improvement Program. Contract amount not to exceed \$13,200. **(Res. No)**
- (f) **Resolution:** Resolution of the **Council of the City of Richmond** authorizing an amendment to the contract with Vali-Cooper & Associates for construction management services associated the North Richmond Street Improvement Program. Contract amendment amount not to exceed \$44,000. **(Res. No.)**
- (g) **Resolution:** Resolution of the **Richmond Redevelopment Agency** authorizing the expenditure of up to \$1,000,000 of bond proceeds for the above-ground improvements being undertaken by Bay Cities Paving & Grading under a City-approved contract. **(Res. No. 05-08)**

F-2. ADOPT the following resolutions regarding the Exclusive Right to Negotiate (ERN)

for the development of the Vernon-Castro site:

(a) **Resolution:** of the **Council of the City of Richmond** authorizing the Richmond Redevelopment Agency to negotiate and execute an Exclusive Right to Negotiate (ERN) agreement with the Developer (CHDC/EBH) on behalf of the City and the Agency. (Res. No.)

(b) **Resolution:** of the **Richmond Redevelopment Agency (1)** authorizing the Executive Director of the Agency to negotiate and execute, on behalf of the City and the Agency, an Exclusive Right to Negotiate (ERN) Agreement with the Developer (CHDC/EBH), for a period of six months, for the purpose of negotiating a development agreement for the site; and **(2)** amending the Redevelopment Agency, Housing and Community Development Division, Budget to expend an additional \$50,000 in tax allocation revenue bonds in FY 04-05 for costs associated with the development of Vernon-Castro Site (APN: 561-144-002). (Res. No. 05-09)

G. ADJOURNMENT

**RICHMOND CITY COUNCIL
AGENDA
Tuesday, April 5, 2005
7:00 p.m.**

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. STATEMENT OF CONFLICT OF INTEREST

D. AGENDA REVIEW

***If an item is to be taken off the Consent Calendar by a member of the Audience, the City Clerk must be so informed prior to Agenda Review.**

E. OPEN FORUM FOR PUBLIC COMMENT

F. PRESENTATION, PROCLAMATIONS, AND COMMENDATIONS

F-1. Proclamation declaring the week of April 10 - 16, as “National Library Week” in the City of Richmond – Library (Monique A. le Conge 620-6555).

F-2. Presentation by members of the Centennial Advisory Committee acknowledging the City of Richmond’s 100th Anniversary and upcoming celebratory events – Mayor’s Office.

F-3. Proclamation recognizing the of April as “Sexual Assault Awareness Month” in the City of Richmond – Mayor Anderson.

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

H. 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.

- H-1. RESOLUTION** – establishing the Workforce Development Support Specialist classification specification in the Employment and Training Department – Human Resources. **Staff Recommendation: Adopt the Resolution.** (Juan Phelps 620-6607).
- H-2. RESOLUTION** – adopting the January 2005 Financial Report for Fiscal Year 2004-2005 - Finance. **Staff Recommendation: Adopt the Resolution.** (Pat Samsell 620-6740).
- H-3. RESOLUTION** – in support of AB 1296 establishing the San Francisco Bay Area Water Trail Bill and promoting access to water by people, using human powered beachable craft.
- H-4. ORDINANCE** - establishing wages, salaries, and compensation for the classification of **Senior Buyer (Salary Range is \$5,613 - \$6,788/month) and Senior Buyer I/II (Salary Range for Buyer I is \$4,035 - \$4,816/month and Salary Range for Buyer II is \$4,845 - \$5,865/month)** and amending Management Employees Ordinance No. 40-01 N.S. – **Second Reading** - Human Resources. **Staff Recommendation: Adopt the ordinance** (Andrew Russo 620-6608).
- H-5. ORDINANCE** - amending the Richmond Municipal Code language pertaining to Distance Restrictions for off-sale alcohol beverage retail establishments – Planning. **Second Reading. Staff Recommendation: Adopt Ordinance.** (Barry Cromartie 620-6706).

I. PUBLIC HEARINGS

J. AGREEMENTS

K. RESOLUTIONS

L. ORDINANCES

- L-1.** Introduction of an ordinance establishing wages, salaries, and compensation for the classification of **Workforce Development Support Specialist (Salary Range is \$3,897-\$4,739/month)** and amending Full-Time General Employees

Ordinance No. 33-01 N.S. – **First Reading** – Human Resources. **Staff Recommendation: Introduce Ordinance.** (Juan Phelps 620-6607).

L-2. Introduction of an ordinance extending the viability of the Local Employment Ordinance for an additional six months - from April 30, 2005, through October 31, 2005 –**First Reading** - City Attorney. **Staff Recommendation: Introduce Ordinance** (Everett Jenkins 620-6509).

L-3. Introduction of an ordinance extending the viability of the Richmond Opportunity Ordinance for an Additional Six months – from April 30, 2005, through October 31, 2005. First Reading – City Attorney . **Staff Recommendation: Introduce Ordinance** (Everett Jenkins 620-6509).

M. COUNCIL AS A WHOLE

M-1. Consider appointment and re-appointment to Boards and Commission: **Economic Development Commission**: Herman E. Welm; **Youth Baseball Advisory Commission**: Tracy Reed; and **Library Commission**: Karen Roy and Luis Perez – Mayor Anderson.

M-2. Consider actions pertaining to the Investigative and Appeals Officer.

a. Adopt a resolution of the City of Richmond Concerning the Position Classification Plan amending the **Investigative and Appeals Officer** Classification Specification (Salary Range #04.1, \$6,137-\$11,396/Month).

b. Introduce an Ordinance of the City of Richmond to establish wages, salaries, and compensation for the classification of **Confidential Investigative and Appeals Officer** (Salary Range #04.1, \$6,137-\$11,396/Month).; and Repealing Executive Employees Ordinance No. 2-05, N.S.

c. Approve a Tentative Employment Agreement with **Mr. Donald Casimere** to serve as Confidential Investigative and Appeals Officer.

M-3. Authorize the Office of the City Attorney to hire 2 Full Time Employees or contractors to meet legal obligations, generate revenue, and provide legal services. **Staff Recommendation: Approve.** (Leslie Knight, Human Resources Director 620-6600).

M-4. Continue review of Housing Element to Tuesday, April 19, 2005.

N. COMMUNICATIONS

O. APPROVAL OF MINUTES

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

P-1. Consider amendment to the Historic Preservation Code, Chapter 6.06 - Councilmembers Butt, Penn, and Marquez (236-7435).

P-2. Consider recommendations to resolve and prevent future operational deficit in the Recreation and Parks Budget relative to the Richmond Memorial Convention Center – Councilmember Viramontes (236-5977).

P-3. Consider instituting a procedure whereby the City Council considers each application to utilize the maximum tax payable on its merits and with information regarding the financial consequences – Councilmembers Butt and McLaughlin (236-7435/237-1256).

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

CC05APR2005.agenda