



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

**AGENDA  
Tuesday, November 1, 2005**

**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

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**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 of 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.*

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**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**

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS**  
(Government Code Section 54956.9)

**Property:** 1221 Macdonald Avenue  
**Negotiating Parties:** Richmond Community Redevelopment Agency  
and Gregory and Barbara Hurwich  
**Under Negotiation:** Price and Terms

**CITY COUNCIL**

**PUBLIC EMPLOYEE EVALUATION**  
(Government Code Section 54957.6)

**Title:** City Clerk

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code Section 54956.9)**

**Property: Terminal No. 3**

**Negotiating Parties: Stevedoring Services of America (SSA),  
Port of Richmond, and the City of Richmond**

**Under Negotiation: Lease of Port Facility**

**CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
(Government Code Section 54956.9)**

**Property: Update on negotiations for the Civic Center Master Developer**

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

**One Case**

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

**One Case: Ducre vs. City of Richmond**

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**MORNING  
STUDY SESSION  
Council Chamber  
10:00 a.m.**

1. Overview on Pension Obligation Bond Financing – Jim Goins, Finance Director.

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**EVENING  
OPEN SESSIONS  
STUDY SESSION  
COUNCIL CHAMBER  
5:30 p.m.**

**The purpose of the Study Session is for the following:**

- 1. Report on the “Richmond Rising Above Violence; A Planning Kick-Off” Conference – Mayor Irma Anderson.

**Total Time: One Hour**

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**SPECIAL JOINT MEETING  
OF THE  
REDEVELOPMENT AGENCY/CITY COUNCIL**

**COUNCIL CHAMBER  
6:50 p.m.**

**PLEDGE TO THE FLAG**

**A. ROLL CALL**

**B. STATEMENT OF CONFLICT OF INTEREST**

**C. CONSENT CALENDAR**

**C-1.** Status Report on the development of a Portfolio Management Program – Steve Duran (307-8140).

**D. OPEN FORUM FOR PUBLIC COMMENT**

**E. ADJOURN**

**CITY COUNCIL  
COUNCIL CHAMBER  
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.”**

**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. APPROVAL OF MINUTES**

**D. STATEMENT OF CONFLICT OF INTEREST**

**E. 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.**

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

**G. OPEN FORUM FOR PUBLIC COMMENT**

**H. PRESENTATION, PROCLAMATIONS, AND COMMENDATIONS**

**H-1. Proclamation in recognition of Arbor Day in the City of Richmond – Mayor Anderson (620-6503).**

**H-2. Presentation on available Centennial Souvenirs – Mayor Anderson (620-6503).**

**H-3.** Proclamation in recognition of the 60<sup>th</sup> Anniversary of the United Nations – Mayor Anderson (620-6503).

**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. AUTHORIZE** – purchase of the Versacast System, for cable TV playback. Total amount of the contract is \$42,585 – KCRT (Cecily McMahan 620-6759).

**I-2. AUTHORIZE** – purchase from Sanderson Safety, Inc. for seven one-hour Carbon Fiber Self Contained Breathing Apparatus (SCBA) Air Cylinders and 37 RIC Universal Air Connectors (UAC). Total amount of the purchase is \$18,946.84 – Fire Department (Michael Banks 307-8041).

**I-3. AUTHORIZE** – an amendment to a contract with Bassi, Martini, Edlin & Blum, LLP to provide legal services for the Richmond Swim Center and other litigation. This amendment will increase the total contract amount from \$9,999 to \$29,999 – City Attorney (Everett Jenkins 620-6509).

**I-4. AUTHORIZE** – payment of the City of Richmond’s share of the West County Agency’s cost-sharing fees in an amount not to exceed \$130,000 – Public Works (Rich Davidson 307-8105).

**I-5. AUTHORIZE** – the following payments to PG & E for service at the following City facilities:

(a) City Pump Stations and Hydrant Meters in an amount not to exceed \$50,000

(b) Wastewater Treatment Plant in an amount not to exceed \$500,000.

Public Works (Rich Davidson 307-8105).

**I-6. RESOLUTION** – amending Resolution No. 94-05 and adjusting appropriations for the 2005/06 WIA and Grant Programs in the amount of \$606,094 – Employment and Training (Sal Vaca 307-8006).

- I-7. **RESOLUTION** – approving a request from Heritage Park at Hilltop to remove the No Parking signs on Lakeside Drive between Research Drive and the south end – Public Works (Rich Davidson 307-8105).
- I-8. **RESOLUTION** – installing a four-way stop at the intersection of 8<sup>th</sup> Street and Chanslor Avenue – Public Works (Rich Davidson 307-8105).
- I-9. **RESOLUTION** – authorizing the Finance Department to proceed with refunding of the City’s Limited Obligation Improvement Bonds Series 2000, Improvement District No. 1999-1 (Country Club Vista) and appoint an Underwriter, Bond Counsel, and a Financial Advisor – Finance Department (James Goins 620-6740).
- I-10. **ORDINANCE (SECOND READING)** – adopting a Mitigated Negative Declaration and approving rezoning to Planned Area, PA, for an existing ± 11.42 acre vacant site located at 1689 Regatta Boulevard for development of 208 residential townhomes – Planning Department (Richard Mitchell 620-6706).
- I-11. **ORDINANCE (SECOND READING)** – amending Chapter 3.59 of the Richmond Municipal Code to decrease the number of members on the Arts and Culture Commission from 15 to 11 – Recreation and Parks (Monique A. le Conge 620-6555).

**J. PUBLIC HEARINGS**

**K. AGREEMENTS**

**L. RESOLUTIONS**

- L-1. **ADOPT** – supplementing Resolution No. 35-05 providing for the issuance of Pension Funding Bonds, approving the form of and authorizing the execution and delivery of an Indenture, Bond Purchase Agreement and Letter of Instruction, and authorizing certain other actions in connection therewith – Finance Department (James Goins 620-6740).

**M. ORDINANCES**

**N. COUNCIL AS A WHOLE**

- N-1.** Consider recommendation for appointment and reappointment to the following: **Arts and Culture Commission:** Ronna Space, term expiring January 31, 2008 (completing an unexpired term), **Human Relations Commission:** Joseph Washington and Rock Brown, terms expiring March 30, 2008; **Design Review Board:** Robert Avellar, Incumbent, term expiring October 1, 2007; and **Recreation & Parks:** Lones T. Stern-Banks, term expiring October 26, 2006 (completing an unexpired term) – Mayor Anderson (620-6503).
- N-2.** Report on the Trainmaster Reading Room/Plunge Property – Community and Economic Development – Steve Duran (307-8140).
- N-3.** Review and discussion on a proposed policy and process for responding to Public Records Act requests – City Manager Bill Lindsay (620-6512).
- N-4.** Discussion and consider recommendation to approve the draft Council Travel/Debit Card Policy – Rules and Procedures Standing Committee.
- N-5.** Discussion and consider approving recommendation regarding Councilmembers submitting requests to place items on the City Council Agenda to the City Manager’s Office – Rules and Procedures Committee.
- N-6.** Discussion and consider approving recommendation to move “Referrals to staff from the City Council” from Reports of Officers and place it as a separate item on the City Council Agenda – Rules and Procedures Committee.
- N-7.** Discussion and decision regarding an overpass at Marina Way or Harbour Way South and direct staff to return with a financial analysis of the cost and source of funding – Councilmember Bates (620-6581).
- N-8.** Discussion to consider having a special planning session to address violence in the City of Richmond – Councilmember Thurmond (620-6513).
- N-9.** Discussion to consider approving replacing the Councilmembers’ Code of Conduct with the City of Richmond’s Code of Ethics – Mayor Anderson (620-6503).

**N-10.** Consider recommendation to rescind Councilmember Thurmond’s appointment to the Rules and Procedures Committee and approve recommendation to appoint Councilmember Thurmond to the Finance Committee and as liaison to the Youth Commission – Mayor Anderson (620-6503).

**O. COMMUNICATIONS**

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

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

**P-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.

**P-2.** General Reports from Councilmembers and staff.

**P-3.** Referrals to staff from the City Council.

**Q. ADJOURNMENT**

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**ITEMS FOR THE AGENDA MUST BE SUBMITTED TO THE CITY CLERK’S OFFICE BY 12:00 NOON ON TUESDAY, ONE WEEK PRIOR, TO THE MEETING THE ITEM IS TO BE APPEAR ON THE AGENDA**

*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*