



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

**AGENDA
Tuesday, November 15, 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

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.

**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

CITY COUNCIL

**CONFERENCE WITH LEGAL COUNSEL: LABOR NEGOTIATIONS
(Government Code Section 54957.6)**

City Negotiators: Bill Lindsay, Leslie Knight, Rob Larson, and Lisa Stephenson.

Counsel: Jeffrey Sloan, Renne, Sloan, Holtzman, and Sakai, LLP.

Employee Organization: IAFF Local 188 (Firefighters)

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

Two Cases

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

Property: Goodrick Avenue at Richmond Parkway
Negotiating Parties: NSV Development (Scotts Valley Band of the Pomo Indians) and Bill Lindsay
Under Negotiation: Price and Terms

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

**Property: Terminal No. 1
Negotiating Parties: Toll Brothers and Bill Lindsay and Steve Duran
Under Negotiation: Price and Terms**

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

One Case: Lula Gaines vs. City of Richmond

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

Title: City Manager

OPEN SESSIONS

**STUDY SESSION
COUNCIL CHAMBER
6:00 p.m.**

The purpose of the Study Session is for the following:

1. Presentation by the Recreation and Parks Commissioners, "What We Have Accomplished in Fiscal Year 2004-2005 and What We Would like To Accomplish in Fiscal Year 2005-2006."

Total Time: 30 minutes

**SPECIAL JOINT MEETING
OF THE
REDEVELOPMENT AGENCY/CITY COUNCIL
COUNCIL CHAMBER
6:30 p.m.**

PLEDGE TO THE FLAG

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. RESOLUTIONS

C-1. Adopt the following resolutions to implement the Civic Center Revitalization Project:

a. **Resolution of the City of Richmond** approving the agreement to negotiate exclusively pertaining to the Civic Center Revitalization Project by and between the City of Richmond, Richmond Community Redevelopment Agency, and Civic Center Partners, LLC and authorizing the City Manager to execute the agreement to negotiate exclusively.

b. **Resolution of the Richmond Community Redevelopment Agency** approving the agreement to negotiate exclusively pertaining to the Civic Center Revitalization Community Redevelopment Agency, and Civic Center Partners, LLC and authorizing the Agency Executive Director to execute the agreement to negotiate exclusively.

D. AGENCY/COUNCIL AS A WHOLE

D-1. Report on the site investigation at Meeker Slough to determine if soil contamination exists – Steve Duran (307-8140).

E. OPEN FORUM FOR PUBLIC COMMENT

F. ADJOURN

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

A. ROLL CALL

B. AFFIRMATION OF THE CITY OF RICHMOND CODE OF ETHICS

Affirm the following statements:

We shall be professional, courteous and respectful.

We shall serve with honesty and with integrity.

We shall be good stewards of the public's resources by providing quality services in the most responsive and cost-effective manner.

We shall recognize and honor the diversity of our community and our workplace.

We shall be adaptable, accountable and capable of embracing change.

We shall be fair, objective and responsive in our interactions with the public, residents, employees, board members, commissioners and Councilmembers.

We shall maintain positive relationships cultivating an environment of collegiality and trust.

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. **PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

H-1. Presentation on available Centennial Souvenirs – Mayor Anderson (620-6503).

H-2. Proclamation in recognition of the 60th Anniversary of the United Nations – Mayor Anderson (620-6503).

H-3. Presentation by Chevron of a \$100,000 donation to the Richmond Public Library – Mayor Anderson (620-6503).

H-4. Proclamation recognizing and celebrating the Eighth Annual Senior Ball sponsored by the Richmond Commission on Aging – 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. APPROVE – a contract with Comcate, Inc. for purchase of the following:

- a. Implementation and use of Code Enforcement Manager software. Total amount is \$9,300.
- b. GIS software products. Total amount is \$9,100.
- c. Expansion of the eFeedbackManager (eFM) License to allow for unlimited users. Total amount is \$3,000.

Total amount of the contract is \$21,400, and the contract period is for one year. – City Manager's Office (Sue Hartman/Rochelle Monk 620-6874/6511).

- I-2. **APPROVE** – a contract with Applied Analytix, LLC to provide TM1 Budget Preparation Software Module Enhancements. Contract period is November 15, 2005, through June 30, 2006. Total amount of the contract is \$43,876.00 – Finance Department (James Goins 620-6740).
- I-3. **APPROVE** – a Purchase of Services Contract with Master K-9 to purchase one police service dog and participate in the Basic Handler’s Class and Narcotics Detection Class. Total purchase price is \$13,742.50 – Police Department (Captain Lori Ritter 620-6851).
- I-4. **APPROVE** – a contract with Motorola, Inc., to service the Police and Fire Departments’ mobile data computers and provide technical services. Total amount of the contract will not exceed \$78,900.96 per year. Contract period is for three years – Police Department (Interim Police Chief Terry Hudson/Margaret Hembree/Alfredo Gonzalez/Interim Fire Chief Michael Banks 620-6655/307-8161).
- I-5. **RESOLUTIONS** - adopt the following for Reassessment District No. 1999-01 (Country Club Vista):

- a. Resolution Determining that the Public Convenience and Necessity Require that the City Refund its Outstanding City of Richmond Improvement District No. 1999-01 (Country Club Vista) Limited Obligation Improvement Bonds, Series 2000, Declaring its Preliminary Intention to Issue Refunding Bonds and to Levy Reassessments for Said Purpose and Directing that a Reassessment Report Be Filed With the City Clerk as Required by Streets & Highway Code Section 9523 In and For Reassessment District No. 1999-01 (Country Club Vista).
- b. Resolution Preliminary Approving Reassessment Report and Setting a Time and Place for a Public Hearing In and For the Proposed Reassessment District No. 1999-01 (Country Club Vista).

Finance Department (James Goins 620-6740)

J. PUBLIC HEARINGS

- J-1. Appeal by Joe Carlevaro of the Design Review Board’s approval to allow construction of an 858 SF addition to an existing single-family dwelling at 1218 South 57th Street – Planning Department (Richard Mitchell 307-8159).

K. AGREEMENTS

L. RESOLUTIONS

- L-1. ADOPT** – updating the proposed Master Fee Schedule with the exclusion of the Development Impact Fees – Finance Department (James Goins 620-6740).
- L-2. ADOPT** – amending the Classification Plan to add the classifications of: **(1) Library and Community Services Director, (2) Planning and Building Services Director, (3) Information Technology Director, (4) Public Works Operations and Maintenance Director, and (5) City Engineer** – City Manager’s Office (Bill Lindsay 620-6512)
- L-3. ADOPT** – declaring that a public health approach to anti-violence planning and youth investment be the City of Richmond’s highest priority – Mayor Anderson (620-6503).

M. ORDINANCES

- M-1. INTRODUCE (FIRST READING)** – establishing wages, salaries, and compensation for the classifications of: **(1) Library and Community Services Director (Salary Range: \$6,593 to \$12,245 per month), (2) Planning and Building Services Director (Salary Range: \$6,593 to \$12,245 per month), (3) Information Technology Director (Salary Range: \$5,568 to \$10,340 per month), (4) Public Works Operations and Maintenance Director (Salary Range: \$6,137 to \$11,396 per month) and (5) City Engineer (Salary Range: \$6,137 to \$11,396 per month)** – City Manager’s Office (Bill Lindsay 620-6512).
- M-2. INTRODUCE (FIRST READING)** – amending and restating an interim ordinance restricting ground-floor uses to certain retail uses in specified areas of Macdonald Avenue, 23rd Street, and the vicinity of Hilltop Mall – Community and Economic Development (Steve Duran 307-8006).
- M-3. INTRODUCE (FIRST READING)** – amending Section 2.40.070 of the Richmond Municipal Code to conform the compliance timeframes of the Public Information Ordinance with those set forth in the Public Records Act – City Attorney’s Office (John Eastman 620-6509).

N. **COUNCIL AS A WHOLE**

- N-1. Discussion of action steps to implement violence prevention strategies – Councilmember Thurmond (620-6581).
- N-2. Consider appointing a Voting and Alternate Voting Delegate for the National League of Cities' Congress of Cities' Annual Business Meeting to be held in Charlotte, North Carolina, December 10, 2005 – City Clerk's Office (Diane Holmes 620-6513).
- N-3. Staff Report on the Tobacco Retailer License Ordinance requiring retailers to obtain a license, annually, to sell tobacco – Councilmember Marquez (620-6581).
- N-4. Presentation and Cost Survey from Tom Carson, Integration Team, on network surveillance – Public Safety Committee (620-6581).
- N-5. Discussion on possible solutions to prevent annual flooding on Plumas Avenue in the Richmond Annex – Public Safety Committee (620-6581).
- N-6. Consider approving a policy directing the Planning Director to require the process of plan checking to be completed in two weeks – Public Safety Committee (620-6581).
- N-7. Discussion and review of the Industrial Certified Inspection Program and consider repealing Richmond Municipal Code Section 6.02.200 – Councilmembers Viramontes, Bates, Marquez, and McLaughlin (620-6581).
- N-8. Discuss City Council Meeting Schedule for the remainder of 2005 and for 2006 – Mayor Anderson (620-6503).
- N-9. Consider recommendation to appoint the following to the (1) **Richmond Youth Commission: Roberto Torres, Trinidad Pizano, and Dorian Shafer,** and (2) **Design Review Board:** – Jonathan Livingston, term expiring September 1, 2007 - Mayor Anderson (620-6503).

O. **COMMUNICATIONS**

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

**P. REPORTS OF OFFICERS, STANDING COMMITTEE REPORTS,
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.

Q. ADJOURNMENT

**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*