



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

**AGENDA
January 16, 2007**

**Mayor
Gayle McLaughlin**

**Vice Mayor
Maria T. Viramontes**

Council Members
Nathaniel Bates
Thomas K. Butt
Ludmyrna Lopez
John E. Marquez
Vacancy
Jim Rogers
Tony K. Thurmond

The Richmond City Council also serves as Board Members and Commission Members for the following:

**Community 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 TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING 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 or 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 C, 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 Session

Shimada Room of City Hall

A. CITY COUNCIL

CC A-1. LIABILITY CLAIMS

Claimant: Jerome Cary Agency Claimed Against: City of Richmond

CC A-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9:

One Case

CC A-3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6)

Title: City Manager and City Attorney

Evening Open Session

Richmond Community Redevelopment Agency

6:30 p.m.

PLEDGE TO THE FLAG

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. CONSENT CALENDAR

C-1. **ADOPT A RESOLUTION** - adjusting the fiscal year 2006-2007 budget for the Richmond Community Redevelopment Agency to recognize actual revenues above previous budget projections, recognize staffing changes, and to allocate additional funds to projects and programs - Richmond Community Redevelopment Agency (Steve Duran 307-8140).

C-2. **APPROVE** - a Memorandum of Understanding between the Agency and the City of Richmond for the purpose of having the Employment and Training Department monitor Agency projects for compliance with Local Employment, Living Wage, and Business Opportunity Ordinances (companion item to Item H-10 on the City Council Agenda) - Employment and Training (Sal Vaca 307-8006).

C-3. **APPROVE** - minutes of the Evening Open Session held on December 19, 2006 - City Clerk's Office (Diane Holmes 620-6503).

D. OPEN FORUM FOR PUBLIC COMMENT

E. ADJOURNMENT

**Joint Meeting of the Housing Authority/Richmond Community
Redevelopment Agency/City Council**

6:35 p.m.

- A. ROLL CALL**
- B. STATEMENT OF CONFLICT OF INTEREST**
- C. AGENCY/AUTHORITY/COUNCIL AS A WHOLE**

C-1. AUTHORIZE - the Executive Director of the Redevelopment Agency and the Executive Director of the Housing Authority to amend the necessary documents to convert up to six moderate-income restricted for sale homes to four market-rate and two low-income restricted units at the Cortez Site within the Hope VI Project - Richmond Community Redevelopment Agency (Steve Duran 307-8140).

C-2. APPROVE - minutes of the Evening Open Session held on December 19, 2006 - City Clerk's Office (Diane Holmes 620-6503).

- D. OPEN FORUM FOR PUBLIC COMMENT**
- E. ADJOURNMENT**

CITY COUNCIL

7:00 p.m.

- A. ROLL CALL**
- B. STATEMENT OF CONFLICT OF INTEREST**
- C. AGENDA REVIEW**
- D. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS
MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING
CLOSED SESSION**

E. OPEN FORUM FOR PUBLIC COMMENT

F. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

- F-1.** Proclamation and presentation of the 2007 Martin Luther King Jr., Richmond Community Leadership and Service Award to the organizers and members of the Richmond "Tent Cities" initiative for their fearless contributions to the health, safety, and peace of Richmond residents - Mayor McLaughlin (620-6503).

G. NOMINATIONS AND APPOINTMENT TO FILL COUNCIL VACANCY

H. CONSENT CALENDAR

- H-1.** **ADOPT A RESOLUTION** - establishing new City Council Rules of Procedure and Order - City Manager's Office (Bill Lindsay 620-6512).

- H-2.** **REJECT** - all bids received on December 14, 2006, for the renovation of the Richmond Natatorium Phase I and authorize the project to be rebid in the Spring/Summer of 2007 as part of a larger project encompassing the first two planned phases – Engineering Department (Rich Davidson 307-8105).

- H-3.** **ADOPT A RESOLUTION** - to accept a 10' wide easement for sanitary sewer purposes within the property owned by Marina Bay Crossing, LLC, located at the southwest corner of Marina Bay Parkway and Meeker Avenue – Engineering Department (Rich Davidson 307-8015).

- H-4.** **ADOPT A RESOLUTION** - to abandon the City of Richmond's 10' wide sanitary sewer easement within the property owned by Marina Bay Crossing, LLC, located at the southwest corner of Marina Bay Parkway and Meeker Avenue - Engineering Department (Rich Davidson 307-8105).

- H-5.** **APPROVE** - the State of California Standard Agreement between the City of Richmond and the San Francisco Bay Conservation and Development Commission (BCDC) related to Mitigation Grant funding in the amount of \$608,300 for the removal of dilapidated pile-supported structures at Terminal 4 - Port (Jim Matzorkis 215-4600).

- H-6.** **ADOPT A RESOLUTION** - amending the City of Richmond classification plan to add the classification of Head of Reference (Librarian) - Human Resources (Leslie Knight 620-6600).

- H-7. INTRODUCE AN ORDINANCE** - establishing wages, salary, and compensation for the new classification of Head of Reference (Librarian) (salary range: \$5,275 - \$6,412/month) - Human Resources (Leslie Knight 620-6600).
- H-8. APPROVE** - a contract with the Contra Costa County Building Inspection Department to provide a variety of building and permitting management services during the absence of the Building Official. The proposed contract is on a time and materials basis for a total amount not to exceed \$99,000 – Planning Department (Richard Mitchell 620-6705)
- H-9. ADOPT AN ORDINANCE** - rezoning to Planned Area (PA) Development the Site Known As "Terminal One" for the Point Richmond Shores Residential Condominium Development Project - Planning Department (Richard Mitchell 620-6705).
- H-10. APPROVE** - a Memorandum of Understanding between the City of Richmond and the Richmond Community Redevelopment Agency for the purpose of having the Employment and Training Department monitor Agency projects for compliance with Local Employment, Living Wage, and Business Opportunity Ordinances - Employment and Training (companion item to Item C-2 on the Redevelopment Agency Agenda) (Sal Vaca 307-8006).
- H-11. APPROVE A RESOLUTION** - amending Resolution No. 52-06 and adjust appropriations of the 2006-2007 Workforce Investment Act and grant programs in the amount of \$651,405 - Employment and Training (Sal Vaca 307-8006).
- H-12. APPROVE** - emergency purchase from L.N. Curtis & Sons, of 12 sets of turnout gear in the amount of \$22,641.75 - Fire Department (Chief Michael Banks 620-8161).
- H-13. ADOPT AN ORDINANCE** - amending Section 2 of the City of Richmond Ordinance No. 25-06 N.S. setting forth City Council compensation so that the mayor's salary complies with the City Charter and with AB 1234, Local Agencies: Compensation and Ethics - City Manager's Office (Bill Lindsay 620-6512).
- H-14. APPROVE** - minutes of the Morning Open Session and the Evening Open Session held on December 19, 2006 - City Clerk's Office (Diane Holmes 620-6503).

I. PUBLIC HEARINGS

- I-1.** Consider an appeal by Mike Stanley from the Planning Commission's denial of variances for side yard and front yard setbacks at 759 Wilson Avenue and direct staff to return with a resolution setting forth the City Council's findings and decision – Planning Department (Richard Mitchell 620-6705).

- I-2.** (1) Adopt a resolution declaring the City's intent to undertake the financing of a multifamily housing project; (2) hold a public hearing to consider a resolution authorizing the issuance of not to exceed \$55,000,000 in multifamily housing mortgage revenue bonds for the Crescent Park Apartments; and (3) after the public hearing, adopt a resolution authorizing the issuance of not to exceed \$55,000,000 in multifamily housing mortgage revenue bonds for the Crescent Park Apartments - Richmond Community Redevelopment Agency (Steve Duran 307-8140).

J. RESOLUTIONS

- J-1.** **ADOPT A RESOLUTION** - establishing an annual Martin Luther King, Jr. Richmond Community Leadership and Service Award to be presented in the month of January - Mayor McLaughlin (620-6503).

K. ORDINANCES

- K-1.** **INTRODUCE AN ORDINANCE** - adding a Comprehensive Planning Fee to the Master Fee Schedule to recover the costs of comprehensive planning activities, including maintenance of the General Plan, Specific Plans, and the Zoning Ordinance – Planning Department (Richard Mitchell 620-6705).

L. COUNCIL AS A WHOLE

- L-1.** Approve contracting with the National Research Center (NRC) in partnership with the International City/County Managers Association (ICMA) to conduct a survey of the City of Richmond residents to help the City Council set spending priorities for the 2007/08 fiscal year budget and for the improvement of city service delivery - City Manager's Office (Bill Lindsay 620-6512).

- L-2.** Consider directing the City Attorney to research and prepare an ordinance to provide the City with greater local enforcement authority to penalize violations of Quiet Zone regulations in addition to those remedies available under federal law - Councilmember Butt (236-7435).

M. COMMUNICATIONS

N. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS, REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)

O. ADJOURNMENT

*This agenda may be previewed on KCRT – Channel 28,
Richmond Television, City website ci.richmond.ca.us
and is also posted at the Civic
Center Library and in the lobby of City Hall South*