

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
Richard Griffin

COUNCILMEMBERS

Gary L. Bell Nathaniel Bates
Charles H. Belcher Thomas K. Butt
Mindell L. Penn Jim Rogers
Maria T. Viramontes

A G E N D A
Tuesday, September 21, 2004

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

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

Five Cases: ChevronTexaco vs. City of Richmond
Baca vs. City of Richmond
Coleman vs. City of Richmond
Domingo vs. City of Richmond
Soto vs. City of Richmond
Tucker vs. City of Richmond

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

SAP
PERS
SEIU (U.S. Filter/Veolia)

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

City Negotiators: Phil Batchelor, Rich McCoy, Robert Larson, Pat Samsell, and Everett Jenkins

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

Employee Organizations: SEIU-Local 790; IAFF Local 188 (Firefighters); Richmond Police Officers' Association (RPOA); Richmond Management Employee Association; Richmond Police Management Association; and Richmond Fire Management Association

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)**

Employees: City Attorney and City Clerk

EXECUTIVE SESSION – 5:00 p.m. – SHIMADA ROOM

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

City Negotiators: Phil Batchelor, Rich McCoy, Robert Larson, Pat Samsell, and Everett Jenkins

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

Employee Organizations: SEIU-Local 790; IAFF Local 188 (Firefighters); Richmond Police Officers' Association (RPOA); Richmond Management Employee Association; Richmond Police Management Association; and Richmond Fire Management Association

**PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Government Code Section 54957)**

Employee: Police Investigative Officer

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

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 September 14, 2004.

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. Presentation in recognition of landmark birthdays for the following Richmond residents: Mr. Johnie Garnes, 101 years old; Mother Ethel Hill, 100 years old; and Mother Gustava Bennett-Burrus, 99 years old – Councilmember Bates (222-1101).

G-2. Proclamation acknowledging the Community March “Stop the Violence Caravan” – Mayor Anderson (620-6503).

G-3. Proclamation acknowledging the Staples Construction Company on completion of the newly constructed Automobile Facility at Point Potrero Marine Terminal – Mayor Anderson (620-6503).

G-4. Presentation of an invitation for the City Council to participate in the “Officer on the Train” event to be held September 30, 2004, and October 30, 2004 (alternate date) – Police Department (Chief Bennett).

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 CALENDER

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. **RESOLUTION** – authorizing the City Manager or his designee to enter into a loan agreement for California Environmental Redevelopment Fund (CERF) on the Terminal One Site – Community and Economic Development (Steve Duran 307-8140). .
- I-2. **RESOLUTION** – amending Resolution No. 90-04 adjusting the 2004-2005 Fiscal Year Budget to eliminate the position of Administrative Librarian and adding Library Director – Human Resources (Cedric Williams 620-6602).
- I-3. **ORDINANCE** – setting the Tax Rate for Tax Override Pension Fund for Fiscal Year 2004-05 – **Second Reading** – Finance (Pat Samsell 620-6760).

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

L. AGREEMENTS

M. RESOLUTIONS

- M-1. **RESOLUTION** – amending the Classification Plan for the classification of Business Systems Manager – Human Resources (Andy Russo 620-6608).

N. ORDINANCES

- N-1. **ORDINANCE** – establishing wages, salaries, and compensation for the classification of Business Systems Manager and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. – **First Reading** - Human Resources (Andy Russo 620-6608).

O. COUNCIL AS WHOLE

- O-1. Consider appointments to the Commission on Aging, Arts and Culture Commission, Design Review Board, Economic Development Commission, and the Recreation and Parks Commission – Mayor Anderson (620-6509).

O-2. Consider amending Chapter 9.20.21 of the Richmond Municipal Code pertaining to penalties for illegal solid waste dumping and authorizing rewards - Councilmember Butt (236-7435).

P. CALL FOR BIDS AND PROPOSALS

Q. COMMUNICATIONS

R. REPORTS OF OFFICERS

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

S. ADJOURNMENT

ITEMS FOR AGENDA MUST BE IN THE CITY CLERK'S OFFICE BY 5P.M. WEDNESDAY 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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