

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
Jim Rogers

COUNCILMEMBERS

Nathaniel Bates Thomas K. Butt
Richard L. Griffin John Márquez
Gayle McLaughlin Mindell L. Penn
Maria T. Viramontes

A G E N D A

Tuesday, February 15, 2005

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

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

Financial Recovery Plan: Revenue Generating Measures

Four Cases: DP Security
Richmond Convention Center (Re: IATSE Contract)
Close Out of the Richmond Parkway Project
Department of Toxic Substance Control (DTSC) (Re: Campus Bay Site)

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

One Case: Quintero vs. City of Richmond

PUBLIC EMPLOYMENT
(Government Code Section 54957.6)

Discussion of At-Will Employees
Discussion of Hostile Work Environment

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 February 8, 2005.

D. STATEMENT OF CONFLICT OF INTEREST

E. STATE OF THE CITY ADDRESS

F. AGENDA REVIEW

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

H. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

I. REPORTS OF STANDING COMMITTEES AND MAYOR

I-1. Public Safety and Public Services Standing Committee.

I-2. Finance, Administrative Services, and Economic Development Standing Committee.

I-3. Rules and Procedures Standing Committee.

I-4. Report from the Mayor.

J. 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.

- J-1.** **APPROVE** – an agreement with the West Contra Costa County Wastewater District to construct a wooden fence on the property line between their property and Fire Station 68. The West Contra Costa Wastewater District will assume all costs for fence materials and construction– **No cost to the City’s General Fund** - Fire Department (James Fajardo 307-8039).
- J-2.** **APPROVE** – an agreement with L.N. Curtis and Sons to purchase auto extrication equipment and authorize staff to appropriate expenditure of the funds. Total amount of purchase is \$40,970. Funding is available from a grant awarded to the City by the Fireman’s Fund Insurance Company – Fire Department (Capt. Terry R. Harris).
- J-3.** **APPROVE** – an agreement with DP Security to provide guard patrol security service at Point Molate. Total amount of agreement not to exceed \$225,000 Rich McCoy 620-6512).
- J-4.** **RESOLUTION** – to accept from the California State Library a Library Services and Technology Act Grant entitled “Global Language Materials” and authorize staff to appropriate the funds in the amount of \$6,000. Funds from the grant will be used to purchase various formats of bilingual Spanish-English materials. – Library (Kathy L Haug 620-6558).
- J-5.** **RESOLUTION** – establishing the new classification specification of **Graffiti Abatement Specialist** in the Public Works Division, Public Services Department – Human Resources Department (Marinett J. Briellard 621-1218).
- J-6.** **ORDINANCE** – establishing wages, salaries, and compensation for the classifications of **Community and Economic Development Operations Specialist I/II** and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. – **Second Reading** – Human Resources (Marinett J. Briellard 621-1218).
- J-7.** **ORDINANCE** – establishing wages, salaries, and compensation for the classification of **Community and Economic Development Finance Manager** and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. – **Second Reading** – Marinett J. Briellard 621-1218).

- J-8. **ORDINANCE** – amending Section 3.20.010 of the Richmond Municipal Code to reduce the number of members on the Planning Commission from nine (9) to seven (7) members, effective in 2008 – **Second Reading - Planning** (Barry Cromartie 620-6751/Judy Battle)
- J-9. **ORDINANCE** – approving a General Plan Amendment (GPA) and Rezone for property located at 217 West Richmond Avenue (APN: 558-164-005). The General Plan Designation for the site would change from Medium Density Residential/918 to Neighborhood Retail/922A. The Zoning Designation would change from MFR-1 Multi-Family Residential to C-1 Neighborhood Commercial – **Second Reading - Planning** (Barry Cromartie 620-6751). 6708).
- J-10. **ORDINANCE** – adopting a citywide zoning text change to reduce the required parking stall width from 9.5 feet to 9 feet in Zoning Code Section 15.04.850.020A.1.- **Second Reading** – Planning (Barry Cromartie 620-6/Judy Battle 620-6708).
- J-11. **DENY**- claims against the City of Richmond by: (1) Irita Henderson, (2) Marcus McClay, (3) Inger Maxwell, and (4) Carl Rose – Risk Management (Steve Kochly 271-8811).

K. 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.**

L. PUBLIC HEARINGS

M. AGREEMENTS

N. RESOLUTIONS

- N-1. **ADOPT** – authorizing a request be made to the California Environmental Protection Agency (CalEPA) that the Department of Toxic Substances Control (DTSC) be assigned total jurisdiction of the Zeneca/Simeon-Cherokee and UC Field Station sites immediately. Furthermore, this resolution requests stopping all Hazardous Waste and Toxic substances cleanup work until the public safety can be guaranteed by the Department of Toxic Substances Control (DTSC) – Councilmember McLaughlin (237-1256).

N-2. **ADOPT** - recognizing and thanking Ethel Dotson and making certain request regarding the formation of a community advisory group for the Campus Bay Site – Mayor Anderson (620-6503).

O. **ORDINANCES**

O-1. **ADOPT** – establishing wages, salaries, and compensation for the classification of **Graffiti Abatement Specialist** and amending Full-Time General Employees Ordinance No. 33-01 N.S. – **First Reading** – Human Resources Department (Marinett J. Briellard 621-1218).

O-2. **ADOPT** - amending Chapter 15.04 of the Richmond Municipal Code pertaining to Conditional Use Permits for Alcoholic Beverage Sales – **First Reading** - City Council/Planning (Tom Butt 236-7435/Barry Cromartie 620-6751).

P. **COUNCIL AS A WHOLE**

P-1. Consider recommendation for appointments to the following Commissions: **Human Relations Commission**: Michael Ali, term expiring March 30, 2007; **Community Development Commission**: Bobbie Arnold, term expiring March 21, 2007; and **Recreation and Parks Commission**: Fred Arm, term expiring October 26, 2005 – Mayor Anderson (620-6503).

P-2. Consider amending Section 6.02.150 of the Richmond Municipal Code relating to permits (Continued from the City Council meeting held on February 1, 2005) – Councilmembers Butt and McLaughlin.

P-3. Status report on the 170 Action Items included in the Fiscal and Organizational Stabilization needs of the City of Richmond – City Manager’s Office (Jay Corey 620-6511).

P-4. Consider adopting a resolution authorizing submittal and acceptance of a grant application for construction design of Bay Trail access to Historic Kaiser Shipyard No.3 in Point Potrero Marine Terminal – Councilmember Butt.

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 3P.M.
MONDAY 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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