

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 28, 2004

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

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

Two Cases: Coleman vs. City of Richmond
ChevronTexaco vs. City of Richmond

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

SAP

OPEN SESSION - 7:20 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 21, 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

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. AWARD – construction contract to Bay Cities Paving and Grading for repairing street paving, sidewalk, curbs and gutters, and wheelchair ramps along several major bus routes in the City. Total amount of contract will not exceed \$895,833 and will be funded by a \$25 million Lease Bond – Public Services (Rich Davidson/Andy Yeung 307-8091).

- I-2. **RESOLUTION** – amending Resolution No. 90-04 adjusting the 2004-2005 Fiscal Year Budget to eliminate the vacant position of Communications Dispatcher and adding the position of Network and Systems Specialist in the Police Department – Police (Captain Hudson 620-6611).

- I-3. **RESOLUTION** – approving the final map of subdivision 8782, (Valley View) directing the filing thereof and authorizing execution of Improvement Agreement with Braddock and Logan Group II, L.P. and Braddock and Logan Services, Inc. - Public Services (Rich Davidson 307-8105).

- I-4. **ORDINANCE** – establishing wages, salaries, and compensation, for the classification of Business Manager and amending Management (RMEA) Employees Ordinance No. 40-01 N.S. – **Second Reading** – Human Resources (Andy Russo 620-6608).

- I-5. **DENY** – claims against the City of Richmond by: (1) Prentis Alexander, (2) Mohamed and Alnagar Nabeeg, (3) Willie Earl Baker, (4) Beacon S.D.A. Church, (5) Freddie L. Bryant, (6) Rachel Cordova, (7) Darius Duncan, (8) Jacqueline Fields, (9) Carolyn Glover-Ware, (10) Willie Harvey, (11) Robert Hasan, (12) Tonya Henderson, (13) Johnie-May Henry, (14) Jose Hernandez, (15) Billy Hill, (16) Shirley Jackson, (17) Barbara Johnson, (18) Christopher Nash, (19) Joan Petrosch, (20) Deloris Smith, (21) Willie Wilcox – Risk Management (Pamela Laing 620-6709).

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

N. ORDINANCES

O. COUNCIL AS WHOLE

- O-1.** Presentation and discussion of the Zero Tolerance Policy Against Illegal Dumping in the City Limits of Richmond (Phil Batchelor 620-6512).
- O-2.** Consider reappointments and appointments to the following Commissions: (1) **Commission on Aging**: Emelda L. Forbes, Incumbent, term expiring May 19, 2006; (2) **Library Commission**: Nick Despota, Incumbent, term expiring July 1, 2007; and (3) **Planning Commission**: Donald L. Woodrow, term expiring June 30, 2006 (Mayor Anderson 620-6503).
- O-3.** Consider adopting a resolution in support of Proposition 1A, preventing the State of California from seizing local property tax funds from cities, counties, and special districts – Mayor Anderson/Councilmember Bell (620-6512).
- O-4.** Consider adopting a resolution authorizing an agreement with Upstream Properties Investment for a land sale in the amount of \$50,000,000 and authorize a development agreement to develop Point Molate (Rich McCoy 620-6828).
- O-5.** Status Report on the compliance audit for General Chemical’s Conditional Use Permit – Planning (Barry Cromartie 620-6706).
- O-6.** Discussion regarding appropriate public input on large or significant development projects (Councilmember Rogers 867-5725).

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