

Community Services Building 440 Civic Center Plaza Richmond, CA 94804

AGENDA Tuesday, March 1, 2011

MayorGayle McLaughlin

Vice Mayor Thomas K. Butt

Councilmembers

Nathaniel Bates
Jovanka Beckles
Courtland "Corky" Boozé
Jeff Ritterman
Jim Rogers

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:

<u>PUBLIC COMMENT ON AGENDA ITEMS</u>: 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 <u>prior</u> 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. <u>Each speaker will be allowed TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda</u>.

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.

<u>CONSENT CALENDAR</u>: 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 <u>prior</u> to the <u>City Council's consideration of Agenda Review</u>. 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.

EVENING OPEN SESSION

5:00 p.m.

- A. ROLL CALL
- B. PUBLIC COMMENT
- C. <u>ADJOURN TO CLOSED SESSION</u>

CLOSED SESSION

Shimada Room of the Community Services Building

A. <u>CITY COUNCIL</u>

A-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):

Astro Construction vs. City of Richmond

Booker vs. City of Richmond

Jenkins vs. City of Richmond

City of Richmond vs. Employment Risk Management Authority (ERMA)

JOINT MEETING OF THE RICHMOND REDEVELOPMENT AGENCY/RICHMOND CITY COUNCIL

6:30 p.m.

- A. PLEDGE TO THE FLAG
- B. ROLL CALL
- C. <u>STATEMENT OF CONFLICT OF INTEREST</u>
- D. OPEN FORUM FOR PUBLIC COMMENT
- E. AGENDA REVIEW
- F. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION
- G. REDEVELOPMENT AGENCY BOARD CONSENT CALENDAR
 - **G-1.** APPROVE the February 1, 2011, minutes of the Richmond Redevelopment Agency City Clerk's Office (Diane Holmes 620-6513).

H. <u>CITY COUNCIL CONSENT CALENDAR</u>

- H-1. ACKNOWLEDGE receipt of the City of Richmond's Comprehensive Annual Financial Report for the fiscal year ended June 30, 2010 (This item was reviewed and recommended for approval by the Finance Committee at its February 18, 2011, meeting) Finance Department (James Goins/Tina McKenney 620-6740).
- H-2. APPROVE a three-year contract with WESCO Graphics Inc. to print the next six editions of the Recreation Department's Activities Guide in the amount of \$7,288.67 per Activities Guide for a three-year total of \$43,732 Recreation Department (Keith Jabari 620-6791).
- H-3. APPROVE a contract with ERA Construction, Inc. to perform miscellaneous concrete repairs for FY 2010/11- 2011/12 in an amount not to exceed \$456,190 and AMEND the budget to include unspent encumbered funds from the miscellaneous concrete repairs FY 2009/10 2010/11 (This item was reviewed and recommended for approval by the Finance Committee at its February 18, 2011, meeting) Engineering Services Department (Edric Kwan/Andy Yeung 307-8125).

- H-4. APPROVE the purchase of 15 police cars from Hoblit Motors of Woodland, California in an amount not to exceed \$340,000 (This item was reviewed and recommended for approval by the Finance Committee at its February 18, 2011, meeting) Public Works (Yader A. Bermudez 231-3009).
- H-5. APPROVE an amendment to the grant-funded contract with Alliance Graphics, Inc. to provide graphic arts and products services for RichmondBUILD Green Careers Academy from October 4, 2010, through June 30, 2011, in an amount not to exceed \$19,500 Employment and Training Department (Sal Vaca/Fred Lucero 307-8059).
- **H-6.** ADOPT a resolution authorizing placement of liens and special assessments for unpaid garbage collection service fees on Contra Costa County property tax records Finance Department (James Goins/Antonio Banuelos 620-6741).
- H-7. APPROVE the purchase of six permanent hydrogen sulfide monitors from Hadronex, Inc. in an amount not to exceed \$310,000, with such monitors to be placed within the Point Richmond Neighborhood, including the property line of the treatment facility and the Washington Elementary School (This item was reviewed and recommended for approval by the Finance Committee at its February 18, 2011, meeting) Engineering Services Department (Edric Kwan/Chad Davisson 620-1825).
- **H-8.** ADOPT a resolution amending the City of Richmond's Conflict of Interest Code to update designated positions and disclosure categories City Attorney's Office (Randy Riddle 620-6509).
- **H-9.** APPROVE the minutes of the Special Joint Meeting of the Richmond City Council/West Contra Costa Unified School District held on January 25, 2011 City Clerk's Office (Diane Holmes 620-6513).
- H-10. ADOPT an ordinance (second reading) amending Chapter 15.04.200 of the Richmond Municipal Code to correct typographical errors and expand the definition of small recycling centers to include clothing donation boxes for recycling textiles - Planning and Building Services Department (Richard Mitchell 307-8159).
- **H-11.** APPROVE the following appointment and reappointment: Police Commission: Eleanor Thompson, term expiring November 1, 2013; Richmond-Zhoushan Friendship Commission: James Bates, Incumbent, term expiring July 22, 2012 Mayor's Office (Mayor McLaughlin 620-6503).

I. PUBLIC HEARINGS

- I-1. APPEAL by Manoj Tripathi of the Planning Commission's denial of an application for a conditional use permit to establish an eating establishment (a Subway Restaurant) at 217 Tewksbury Avenue in the Point Richmond Neighborhood Commercial District Planning and Building Services Department (Richard Mitchell 307-8159).
- **I-2.** ADOPT Order of Vacation No. 904 vacating a portion of Atlas Road Right-of-Way Easement, a strip of land 40 feet in width lying 20 feet on both sides of the centerline, southwest of Lot 2 of Point Pinole Business Park Planning and Building Services Department (Richard Mitchell 307-8159).
- I-3. ADOPT Order of Vacation No. 905 vacating a portion of Giant Highway Right-of-Way Easement, a strip of land 40 feet in width lying 20 feet on both sides of the centerline, southwest of Lot 2 of Point Pinole Business Park Planning and Building Services Department (Richard Mitchell 307-8159).

J. <u>RESOLUTIONS</u>

- **J-1.** ADOPT a resolution to free democracy from corporate control Mayor McLaughlin (620-6503), Vice Mayor Butt, and Councilmember Beckles (620-6581).
- J-2. ADOPT a resolution authorizing the city manager to encourage the Chevron Richmond Refinery to proceed with an application for the Chevron Richmond Renewal Project Mayor McLaughlin (620-6503), Vice Mayor Butt, and Councilmember Ritterman (620-6581).

K. ORDINANCES

K-1. INTRODUCE an ordinance (first reading) proposing amendments to Richmond Municipal Code Chapter 9.52.040 to regulate the use of train horns at other than grade crossings or for emergencies - Vice Mayor Butt (620-6581).

L. COUNCIL AS A WHOLE

L-1. RECEIVE a report and provide direction to staff concerning actions to get Union Pacific to clean up graffiti on the east side of Interstate 580 - Councilmember Rogers (620-6851).

- **L-2.** REVIEW the City of Richmond's Retiree Healthcare Plan Actuarial Valuation Report as of July 1, 2009 (This item was reviewed and recommended for approval by the Finance Committee at its February 18, 2011, meeting) Finance Department (James Goins 620-6740).
- L-3. ADOPT a resolution making it a public policy objective to optimize economic and cultural benefits at Point Potrero Marine Terminal, and AUTHORIZE staff to negotiate a sole-source contract in an amount not to exceed \$200,000 with Wiss Janney Elstner Associates to prepare construction documents and provide construction administration services for rehabilitation of the Riggers Loft Mayor McLaughlin (620-6503) and Vice Mayor Butt (620-6581).
- M. REPORTS OF OFFICERS: STANDING COMMITTEE REPORTS, REFERRALS
 TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)
- N. ADJOURNMENT

This agenda may be previewed on KCRT – Channel 28, Richmond Television,
City website www.ci.richmond.ca.us. Any documents produced by the City and distributed to a majority of
the City Council regarding any item on this agenda will be made available at the
Main Counter at City Hall located at 450 Civic Center Plaza.