



**Community Services Building
440 Civic Center Plaza
Richmond, CA 94804**

**AGENDA
Tuesday, February 7, 2012**

**Mayor
Gayle McLaughlin**

**Vice Mayor
Jim Rogers**

**Councilmembers
Nathaniel Bates
Jovanka Beckles
Courtland "Corky" Boozé
Jeff Ritterman
Thomas K. Butt**

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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 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.

Tuesday, February 7, 2012

EVENING OPEN SESSION

5:00 p.m.

- A. **ROLL CALL**
- B. **PUBLIC COMMENT**
- C. **ADJOURN TO CLOSED SESSION**

CLOSED SESSION

Shimada Room of the Community Services Building

- A. **CITY COUNCIL**
 - A-1. **LIABILITY CLAIMS - PENDING LITIGATION (Government Code Section 54956.9):**

Andres Hites vs. City of Richmond
 - A-2. **PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6):**

City Attorney

Tuesday, February 7, 2012

**SPECIAL MEETING OF
THE RICHMOND HOUSING AUTHORITY**

6:25 p.m.

- A. **PLEDGE TO THE FLAG**
- B. **ROLL CALL**
- C. **STATEMENT OF CONFLICT OF INTEREST**
- D. **OPEN FORUM FOR PUBLIC COMMENT**
- E. **AGENDA REVIEW**
- F. **PUBLIC HEARING**
 - F-1. Public Hearing to discuss revisions to the Housing Authority's Admissions and Continuing Occupancy Policies and adopt a resolution to incorporate the revisions - Housing Authority (Tim Jones 621-1310).
- G. **ADJOURNMENT**

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**REGULAR MEETING OF THE CITY OF RICHMOND
SUCCESSOR AGENCY FOR THE RICHMOND COMMUNITY
REDEVELOPMENT AGENCY/RICHMOND CITY COUNCIL**

6:30 p.m.

- A. **ROLL CALL**
- B. **READING OF THE CODE OF ETHICS**
- C. **STATEMENT OF CONFLICT OF INTEREST**
- 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. **CITY OF RICHMOND SUCCESSOR AGENCY FOR THE RICHMOND
COMMUNITY REDEVELOPMENT AGENCY CONSENT CALENDAR**
 - G-1. APPROVE the minutes of the January 10, 2012, meetings - City Clerk's Office (Diane Holmes 620-6513).
- H. **CITY COUNCIL CONSENT CALENDAR**
 - H-1. ADOPT a resolution authorizing the Mayor to execute specified annual state and county contracts associated with State Department of Justice and County records, finger print identification, forensic lab analysis, booking fees and jail access, in a combined amount not to exceed \$1,278,000 for Fiscal Years 2011-2012, 2012-2013, and 2013-2014 - Police Department (Chief Chris Magnus 621-1802).
 - H-2. APPROVE a contract with Lake Traffic Solutions to provide Ezyloops for the replacement of existing damaged traffic signal loops in conjunction with the City's Pavement Resurfacing Program in an amount not to exceed \$20,000 per year for three years - Public Works Department (Yader A. Bermudez 231-3008).

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- H-3.** ADOPT a resolution to adjust appropriations for the 2011-2012 Recreation Department Budget to add \$5,320 for the Richmond Tennis Center and recognize the donation received from the Black Hawk Women's Tennis Association - Recreation Department (Keith Jabari 620-6791).
- H-4.** ADOPT a resolution to adjust appropriations for the 2011-2012 Recreation Department Budget to add \$200 for the Youth Activities/Outdoor Adventure FamCamp Program and recognize the mini grant received from the California State Parks Foundation - Recreation Department (Keith Jabari 620-6791).
- H-5.** APPROVE a contract with Precision Concrete Cutting to provide concrete sidewalk cutting services to eliminate sidewalk tripping hazards in an amount not to exceed \$40,000 per year for three years - Public Works Department (Yader A. Bermudez 231-3008).
- H-6.** APPROVE the purchase of a replacement trencher from Ditch Witch Bay Area for use by the Parks and Landscape Division of the Public Works Department in an amount not to exceed \$58,000 - Public Works Department (Yader A. Bermudez 231-3008).
- H-7.** ADOPT a resolution accepting a grant from The California Endowment and authorizing the city manager to enter into all required contracts and agreements to facilitate the grant outcomes - City Manager's Office (Bill Lindsay 620-6512).
- H-8.** APPROVE Contract Amendment No. 2 with Willdan Financial Services in an amount not to exceed \$14,500 to provide professional services related to the administration of the Hilltop Landscape Maintenance District and the Marina Bay Landscape and Lighting Maintenance District. The proposed contract term is July 1, 2012, to June 30, 2013 - Public Works Department (Yader A. Bermudez 231-3008).
- H-9.** ADOPT a resolution ordering the preparation of the Engineer's Report for Fiscal Year 2012-2013 regarding improvements and costs for the Hilltop Landscape Maintenance District - Public Works Department (Yader A. Bermudez 231-3008).
- H-10.** ADOPT a resolution ordering the preparation of the Engineer's Report for Fiscal Year 2012-2013 regarding improvements and costs for the Marina Bay Landscape and Lighting Maintenance District - Public Works Department (Yader A. Bermudez 231-3008).

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- H-11.** ADJUST appropriations for the 2011-2012 Recreation Department Budget to add \$200 for the Junior Golf Program and recognize the donation received from the Richmond Country Club Women's Golf Association - Recreation Department (Keith Jabari 620-6791).
- H-12.** APPROVE a grant of easement to the Bottoms Family Trust for use as an exclusive and permanent 10' wide easement for a water main pipeline under City property between Canal Boulevard and Seacliff Drive used to irrigate landscaping associated with the reclaimed quarry - Engineering Services Department (Edric Kwan/Gary Ushiro 621-1825).
- H-13.** APPROVE Contract Amendment No. 1 with Gallagher and Burk, Inc. for the Carlson Boulevard Improvement Project, to increase the contract value in an amount not to exceed \$490,000 for a total of \$4,012,166 (This item was not reviewed by the Finance Standing Committee due to the cancellation of its January 6, 2012, meeting) - Engineering Services Department (Edric Kwan/Andy Yeung 621-1825).
- H-14.** APPROVE a contract with Valley Facilities Management Corporation for mechanical and electrical building design services to enhance the Auditorium HVAC System and to install an emergency generator at the Main Library in an amount not to exceed \$32,000 - Public Works Department (Yader A. Bermudez 231-3008).
- H-15.** APPROVE the minutes of the November 22, 2011, December 6, 2011, and January 10, 2012, meetings - City Clerk's Office (Diane Holmes 620-6513).
- H-16.** ADOPT a resolution approving the City of Richmond to participate in the Contra Costa County Vehicle Abatement Service Authority Program providing revenues for the abatement of abandoned and inoperable vehicles - Police Department (Chief Magnus 620-6655).
- H-17.** ADOPT a resolution authorizing the City of Richmond to enter into a new Memorandum of Understanding (MOU) with the Richmond Fire Management Association (RFMA) retroactively starting on July 1, 2009, and expiring on June 30, 2013 - Human Resources Management Department (Leslie Knight 620-6600).

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- H-18.** ADOPT a resolution ratifying a side letter to the 2008-2012 Memorandum of Understanding (MOU) between the City and the Richmond Police Officers' Association (RPOA) extending the term of the MOU from June 30, 2012, to June 30, 2013, and deferring a 2.5 percent wage increase, which would have taken effect on January 1, 2012, until January 1, 2013 - Human Resources Management Department (Leslie Knight 620-6600).
- H-19.** APPROVE a contract with Application Associates to perform desktop application training for the City of Richmond's computer users in an amount not to exceed \$90,000 over two years - Information Technology Department (Sue Hartman 620-6874).
- H-20.** APPROVE the Port Executive Director's request for travel to China with a cost of approximately \$9,000 to continue the business development plan and 2012 marketing plan with the Port of Zhoushan and Auto Warehousing Company, to continue to explore the potential for China auto manufacturing companies entering the U.S. market through the Port of Richmond's recently renovated automobile facility, and to meet with representatives of China automobile industry companies - Port Department (Jim Matzorkis 215-4608).
- H-21.** ADOPT a resolution approving the application for grant funds for the Sustainable Communities Planning Grant and Incentives Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for development of the Richmond Clean Air and Climate Plan - Planning and Building Services Department (Richard Mitchell 620-6706).
- H-22.** ADOPT a resolution approving the application for grant funds for the Urban Forestry Inventory Grant Program for the Urban Forest Inventory and Ordinance Update – Planning and Building Services Department (Richard Mitchell 620-6706).
- H-23.** APPROVE the following appointments and re-appointments: Community Development Commission: Jackie Thompson, Incumbent, term expiring March 21, 2012; Point Molate Community Advisory Committee: Otheree Christian, term expiring May 3, 2013; Joseph Puleo, term expiring May 3, 2013; Rod Satre, term expiring May 3, 2013; Police Commission: Therese Barquet, Incumbent, term expiring November 1, 2014; Richmond-Zhoushan Friendship Commission: Karen Leong Fenton, term expiring July 22, 2013; Workforce Investment Board: Tom Hansen, representing Labor - Mayor's Office (Mayor McLaughlin 620-6503).

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- H-24.** CONSIDER sending a letter to State Superintendent of Public Instruction Tom Torlakson in support of the request from the West Contra Costa Unified School District to be removed from State control - Vice Mayor Rogers (620-6581). *This item was continued from the January 24, 2012, meeting.*
- H-25.** APPROVE a contract with Meyers Nave Riback Silver & Wilson P.C. in connection with representation of the City in Valley Crest Tree Company vs. City of Richmond, and Bay Cities Paving & Grading vs. City of Richmond, up to \$25,000, with a term ending December 31, 2012 - City Attorney's Office (Randy Riddle 620-6509).
- H-26.** APPROVE an amendment to the grant-funded contract with Alliance Graphics, Inc. to provide additional graphic arts and products services for RichmondBUILD Green Careers Academy. The contract term will be October 4, 2010, through June 30, 2012. The contract amount will increase by \$10,000 for a total amount not to exceed \$39,500 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8059).
- H-27.** APPROVE the purchase of the proposed play equipment for Burg Park from Miracle Recreation Equipment under the California Multiple Award Schedule (CMAS) in an amount not to exceed \$77,812.74 - Public Works Department (Yader A. Bermudez 231-3008).
- H-28.** APPROVE a contract with Lawson Drayage, Inc. to furnish labor and equipment to offload and install the Plunge bulkhead in an amount not to exceed \$21,986.10 - Engineering Services Department (Edric Kwan/Rich Davidson 621-1825).
- H-29.** REJECT all bids received for the Street Light Circuit Replacement, May Valley, and Park View Neighborhoods Project and authorize a call for new bids, one for May Valley Neighborhood and one for Park View Neighborhood - Engineering Services Department (Edric Kwan/Joel Camacho 621-1825).
- H-30.** ADOPT a resolution to approve submittal of the required 20% local match, or \$12,000, of a \$60,000 grant from the Metropolitan Transportation Commission for the Pavement - Technical Assistance Program Round 13 - Engineering Services Department (Edric Kwan/Tawfic Halaby 621-1825).
- H-31.** REJECT all bids received for the LED Street Light, Wire and Pull Box Replacement, Cutting Boulevard, Richmond Parkway, Castro Street, 23rd Street, San Pablo Avenue Project CIP10-013 and authorize a call for new bids, one for supplying the LEDs and another for installing - Engineering Services Department (Edric Kwan/Joel Camacho 621-1825).
- H-32.** APPROVE the purchase of rubberized safety surfacing for Burg Park from Tot

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Turf (Oakland) under a California Multiple Award Schedule (CMAS) contract in an amount not to exceed \$64,572.20 - Public Works Department (Yader A. Bermudez 231-3008).

I. RESOLUTIONS

- I-1.** ADOPT a resolution in support of the Millionaires' Tax proposed by the California Federation of Teachers and the Courage Campaign - Councilmembers Ritterman, Butt, and Vice Mayor Rogers (620-6581).
- I-2.** ADOPT a resolution referred by the Human Rights Human Relations Commission in support of the New Priorities Campaign calling on members of Congress to reduce military spending and restore funding to essential public services including education, health care and housing - Councilmember Beckles (620-6581) and Mayor McLaughlin (620-6503).
- I-3.** ADOPT a resolution in support of Safe Oil Refineries, Secure Jobs and Healthy Communities - Mayor McLaughlin (620-6503) and Vice Mayor Rogers (620-6581).

J. COUNCIL AS A WHOLE

- J-1.** CONSIDER proposals to partner with a service provider to reduce the amount of junk mail, including catalogs and phone books, received by Richmond residents and businesses; thereby, reducing climate change and landfill waste - Councilmember Rogers (620-6581). *This item was continued from the January 10, 2012, meeting.*
- J-2.** DISCUSS and consider ideas to express the City of Richmond's appreciation to those that contributed to the Lawrence Berkeley National Lab's selecting Richmond as the location of their second campus - Councilmembers Bates, Booze (620-6851), and Mayor McLaughlin (620-6503).
- J-3.** RECEIVE a report from Michael Mahoney, Plumbers and Steamfitters Union, and direct staff regarding an apprenticeship program that may create job readiness opportunities for the LBNL second campus - Councilmember Boozé (620-6581).
- J-4.** ADOPT a resolution opposing the sale and purchase of rat and mouse poisons deemed an unreasonable risk to children, pets and wildlife in the City of Richmond - Councilmember Butt (620-6581), Mayor McLaughlin (620-6503), and Vice Mayor Rogers (620-6581).
- J-5.** DIRECT staff to prepare an advisory ballot initiative urging a Constitutional

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amendment to overturn the Citizens United case giving special interests unlimited rights to make campaign contributions, and to clarify that free speech does not mean letting those with the most money drown out the speech of the 99% - Vice Mayor Rogers and Councilmember Butt (620-6581).

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

L. 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.