



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

**AGENDA  
Tuesday, June 1, 2010**

**Mayor  
Gayle McLaughlin**

**Vice Mayor  
Jeff Ritterman**

**Councilmembers  
Nathaniel Bates  
Thomas K. Butt  
Ludmyrna Lopez  
Jim Rogers  
Maria T. Viramontes**

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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**

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## 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.*

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**EVENING OPEN SESSION**

6:00 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. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Subdivision [a] of Government Code Section 54956.9):  
  
Cosco Busan Oil Spill (City and County of San Francisco vs. Regal Stone)

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**RICHMOND CITY COUNCIL**

6:30 p.m.

**PLEDGE TO THE FLAG**

- A. **ROLL CALL**
- B. **STATEMENT OF CONFLICT OF INTEREST**
- C. **OPEN FORUM FOR PUBLIC COMMENT**
- D. **AGENDA REVIEW**

**E. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

- E-1.** Proclamation declaring the month of June Lesbian, Gay, Bisexual, and Transgender Pride Month in the City of Richmond - Mayor's Office (Mayor McLaughlin 620-6503).
- E-2.** Proclamation declaring June 5, 2010, through June 12, 2010, as National Neighborworks® Week - Mayor's Office (Mayor McLaughlin 620-6503).

**F. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**

**G. CITY COUNCIL CONSENT CALENDAR**

- G-1.** ADOPT a resolution adjusting the 2009/2010 Wastewater Enterprise budget: (1) increasing revenues by \$1,922,260.46; (2) increasing capital expenditures by \$1,722,260.46; and (3) increasing professional services by \$200,000, to appropriate funds received through the contract settlement with Veolia Water NA - Engineering Services (Chad Davisson 620-5486).
- G-2.** APPROVE an amendment to the contract with Rising Sun Energy Center to provide Vocational English as a Second Language Energy Efficiency Workforce Development Training for RichmondBUILD grant participants. The contract amount will be increased by \$21,910 for a total contract amount not to exceed \$156,910, which is funded by a federal Clean Energy Grant. The revised contract term will be March 1, 2010, through June 30, 2011 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8006).
- G-3.** ADOPT a resolution approving the Engineer's Report for Fiscal Year 2010-2011 for the Hilltop Landscape Maintenance District (HLMD), declaring the City Council's intention to increase the annual assessment in the HLMD, and to announce a public hearing concerning the proposed increased assessment on July 20, 2010 - Public Works Department (Yader A. Bermudez 231-3009).
- G-4.** ADOPT a resolution approving the Engineer's Report for Fiscal Year 2010-2011 for the Marina Bay Landscaping and Lighting Maintenance District (MBLLMD), declaring the City Council's intention to increase the annual assessment in the MBLLMD, and to announce a public hearing concerning the proposed increased assessment on July 20, 2010 - Public Works Department (Yader A. Bermudez 231-3009).

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- G-5.** APPROVE a contract with Bay Cities Paving and Grading, Inc., for the construction of a temporary two-lane access road to serve the Sobrante Glen neighborhood in the amount of \$256,172.75 - Engineering Services (Edric Kwan 621-1825/Tawfic Halaby 621-1612).
- G-6.** ADOPT a resolution authorizing the issuance and sale of, not to exceed, \$30,000,000 City of Richmond, California, 2010-2011 Tax and Revenue Anticipation Notes; approving the forms of and directing the distribution of a notice of intention to sell, an official notice of sale, a note purchase agreement, an official statement, and a continuing disclosure certificate; delegating to officers of the city authorization to award bids for or negotiate a sale of said notes; and authorizing taking of necessary actions and execution of necessary documents - Finance Department (James Goins 620-6740).
- G-7.** ADOPT a resolution supporting waste diversion through food waste composting and authorizing the City of Richmond to accept a grant in the amount of \$60,000 from the West Contra Costa Integrated Waste Management Authority for the funding of a food waste collection outreach program - City Manager's Office (Bill Lindsay 620-6512).
- G-8.** APPROVE the following appointment: Contra Costa County Library Commission: Ron Shoop, Richmond Library Commissioner, term expiring June 30, 2011 - Mayor's Office (Mayor McLaughlin 620-6503).
- G-9.** ADOPT an ordinance (second reading) amending Chapter 15.04 of the Richmond Municipal Code to limit the types of land uses that may sell tobacco products - Planning and Building Services Department (Richard Mitchell 620-6706).
- G-10.** ADOPT a resolution authorizing staff to apply for annexation of a 10-foot wide strip of land in the Kay Road right-of-way that is currently owned by Contra Costa County, and directing the city manager to submit a letter to the county treasurer acknowledging that there will be no change in property tax revenue allocation following the annexation - Engineering Services (Edric Kwan 621-1825/Steven Tam 307-8112).
- G-11.** APPROVE the minutes for the special meeting of March 9, 2010 - City Clerk's Office (Diane Holmes 620-6513).

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- G-12. ADOPT a resolution granting another designated period (June 2, 2010, to September 1, 2010) for the two-years additional service credit for early retirement for certain specified classifications - Human Resources Management (Leslie T. Knight 620-6600).

**H. PUBLIC HEARINGS**

- H-1. RECEIVE public comment regarding the proposed wastewater rate increase to allow for additional information dissemination to the public (this hearing was continued from the May 4, 2010, City Council Meeting) - Engineering/Wastewater (Chad Davisson 620-5486).

**I. RESOLUTIONS**

- I-1. ADOPT a resolution supporting outreach and education regarding smart meters to prevent power service disconnections and urging a moratorium on the installation of new smart meters pending the outcome of an investigation by the California Public Utilities Commission (CPUC) - (Mayor McLaughlin 620-6503 and Councilmember Butt 620-6581).

**J. ORDINANCES**

- J-1. INTRODUCE an ordinance amending Chapters 9.20 and 9.21 of the Richmond Municipal Code to revise the definition of solid wastes to exclude recyclables and to allow for biweekly collection of residential food waste mixed with green waste for composting - City Manager's Office (Bill Lindsay/Jennifer Ly 620-6512).
- J-2. INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Section 15.06.070 to clarify the scope of exemptions for official notices, traffic control signs, and danger signs - City Attorney's Office (Randy Riddle 620-6509).

**K. COUNCIL AS A WHOLE**

- K-1. RECEIVE a report on the Fiscal Year 2010-2011 Operating Budget Checklist items identified by the City Council at its May 18, 2010, meeting along with the city manager and finance director recommended budget additions and PROVIDE direction to staff - Finance Department (James Goins 620-6740).

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

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**M. ADJOURNMENT**

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*This agenda may be previewed on KCRT – Channel 28, Richmond Television,  
City website [www.ci.richmond.ca.us](http://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.*