



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

**AGENDA
Tuesday, October 19, 2010**

**Mayor
Gayle McLaughlin**

**Vice Mayor
Jeff Ritterman**

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



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**

Tuesday, October 19, 2010

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. LIABILITY CLAIMS - PENDING LITIGATION (Government Code Section 54956.9):

Janeth Perez vs. City of Richmond

A-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Initiation of litigation pursuant to Subdivision (c) of Government Code Section 54956.9):

One Case

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JOINT MEETING OF THE RICHMOND REDEVELOPMENT AGENCY/RICHMOND CITY COUNCIL

6:30 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. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**
 - F-1.** PROCLAMATION recognizing October as National Arts and Humanities Month in the City of Richmond - Mayor's Office (Mayor McLaughlin 620-6503).
 - F-2.** PROCLAMATION recognizing Fire Prevention in the month of October 2010 - Mayor's Office (Mayor McLaughlin 620-6503).
 - F-3.** PROCLAMATION honoring the Multi-Ethnic Movement of Love Against Violence October 23, 2010, and the ongoing efforts to mobilize, create or expand ways to help incarcerated fathers strengthen family relationships, and celebrate diversity - Mayor's Office (Mayor McLaughlin 620-6503).
- G. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- H. REDEVELOPMENT AGENCY BOARD CONSENT CALENDAR**
 - H-1.** APPROVE the second amendment to the contract with Pankow Special Projects, L.P. to provide installation of additional interior light fixtures at 440 and 450 Civic Center Plaza, extending the term of the contract for on-call construction services at the Civic Center Plaza complex through June 30, 2011, and authorizing the city manager, or his designee, to execute and implement the contract. The total amount of the amendment will not exceed \$207,000 bringing the total contract amount to \$416,899 - Community and Economic Development (Steve Duran 307-8140).

I. CITY COUNCIL CONSENT CALENDAR

- I-1.** APPROVE an amendment to the contract with the Oakland Private Industry Council to process Individual Training Accounts for program participants. Contract amount will be increased by \$319,000 for a total amount not to exceed \$1,034,000. The contract term will be June 16, 2009, through June 30, 2011 (This item was reviewed and recommended for approval by the Finance Committee at its October 1, 2010, meeting) - Employment and Training Department (Sal Vaca/Rosemary Viramontes 307-8006).
- I-2.** APPROVE an amendment to the contract with Bay Area Peacekeepers to provide workshops, supportive counseling services, and case manager support and training for the Youth Services Division of Employment and Training. Contract term will be November 2, 2009, through June 30, 2012. The contract amount will be increased by \$45,000 for a total amount not to exceed \$54,950 - Employment and Training Department (Sal Vaca/Jay Leonhardy 307-8019).
- I-3.** APPROVE on-call construction management and inspection services contracts, in an amount not to exceed \$750,000 each, to five consulting firms (Harris & Associates, Inc. [Concord]; BKF Engineers [Richmond]; Ghirardelli Associates [Richmond]; Swinerton Management & Consulting [San Francisco]; Cornerstone Transportation Consulting [San Francisco]) and authorize the city engineer to approve and issue work authorizations directing each firm to work on specific budgeted projects based on the firm's specialties and qualifications (This item was reviewed and recommended for approval by the Finance Committee at its October 1, 2010, meeting) - Engineering Services (Edric Kwan 621-1825/Andy Yeung 307-8108).
- I-4.** APPROVE a contract with New Image Landscape Company in an amount not to exceed \$112,700 for fire hazard vegetation control for the Point Molate facilities and beach area for a term from October 1, 2010, to June 30, 2011 (This contract was reviewed and recommended for approval by the Finance Standing Committee on October 1, 2010) - Public Works Department (Yader A. Bermudez 231-3009).
- I-5.** APPROVE a contract to lease property located at 636 Spring Street in Richmond as the primary training site for the YouthBUILD Program. The lease period commences October 19, 2010, and ends September 30, 2011. The rent is \$3,100 per month for a total 12-month rental cost not to exceed \$37,200 - Employment and Training Department (Sal Vaca/Jay Leonhardy 307-8019).

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- I-6.** APPROVE the purchase of four small pickup trucks from Michael Stead's Hilltop Ford, for use in enforcing code enforcement regulations, in an amount not to exceed \$56,000 - Public Works Department (Yader A. Bermudez 231-3009).
- I-7.** AUTHORIZE appropriation of the FY 2009-10 budget balances of the Honda Port of Entry Projects to the FY 2010-11 Capital Improvement Budget in the amount of \$5,771,329.11 for the Honda Port of Entry Project at Point Potrero Marine Terminal (Project 08F01) and \$2,295,210.81 for the Port Rail Corridor Facility Project (Project 08G01) - Port (Jim Matzorkis 215-4600).
- I-8.** APPROVE a contract with Larry Walker Associates to assist in the implementation of the City's National Pollutant Discharge Elimination System (NPDES) compliance activities in an amount not to exceed \$50,000 - Engineering Services (Edric Kwan/Chad Davisson 621-5486).
- I-9.** APPROVE a contract with Harris Corporation for the maintenance of the city's existing 800 MHZ Public Safety Radio System in an amount not to exceed \$688,399.36 from August 7, 2010, to September 30, 2011, (\$538,479.45 for FY 2010-2011 and \$149,919.91 from July 1, 2010, through September 30, 2011, for a total term of 14 months) (This item was reviewed and recommended for approval by the Finance Standing Committee at its October 1, 2010, meeting) - Police Department (Chief Chris Magnus 621-1802).
- I-10.** ADOPT an ordinance (second reading) amending Chapter 3.58 of the Municipal Code (Human Relations and Human Rights Commission) to change the word order in the name of the Commission; add sections for findings, definitions, purpose and scope; and add to the list of functions a new item devoted to actively promoting a culture of peace - Mayor's Office (Mayor McLaughlin 620-6503).
- I-11.** APPROVE the following appointment and re-appointment: Police Commission: Scott Gillespie, Incumbent, term expiring November 1, 2013; Youth Baseball Advisory Commission: Elana Bolds, filling unexpired term of Benny Gill who resigned, term expiring December 2, 2011 - Mayor's Office (Mayor McLaughlin 620-6503).
- I-12.** APPROVE a contract with Arrow Sign Company to perform emergency paneling and structural repair work on the existing Hilltop Mall pylon sign in an amount not to exceed \$35,755, with partial funding (a minimum of \$22,000) by the Hilltop Merchants Association - Public Works Department (Yader A. Bermudez 231-3009).

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- I-13.** AUTHORIZE the port director's marketing travel to China to initiate a business development plan with the Port of Zhoushan, and to explore the potential for China auto manufacturers entering the U.S. market through the Port of Richmond's recently renovated automobile facilities - Port (Jim Matzorkis 215-4600).
- I-14.** APPROVE the minutes for the June 22, 2010, and September 21, 2010, meetings - City Clerk's Office (Diane Holmes 620-6513).
- I-15.** ADOPT a resolution revising the authorization list on the Local Agency Investment Fund (LAIF) accounts to reflect the current staff assignments in the Finance Department - Finance Department (Jim Goins 620-6740).

J. RESOLUTIONS

- J-1.** ADOPT a resolution recognizing Solar Richmond's pioneering work in service to the City of Richmond, and setting new solar installation and green jobs goals to reach by 2015 - Mayor's Office (Mayor McLaughlin 620-6503).
- J-2.** ADOPT a resolution supporting the efforts of the California Emerging Technology Fund to expand broadband technology, making accessibility more equitable across communities in California - Mayor's Office (Mayor McLaughlin 620-6503).

K. ORDINANCES

- K-1.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Chapter 6.06.074 to require evaluation for historical significance prior to demolition of a structure more than 50 years old and change the name of the Historic Preservation Advisory Committee to the Historic Preservation Commission - Mayor McLaughlin (620-6503) and Councilmembers Butt and Rogers (620-6581).
- K-2.** ADOPT an ordinance (second reading) amending the ordinance regulating Medical Marijuana Collectives adopted on September 21, 2010, to: (1) eliminate the requirement that a Medical Marijuana Collective submit a Determination Letter from the Franchise Tax Board indicating that the Collective is exempt from income taxes; and (2) clarify and make technical amendments to that ordinance - City Attorney's Office (Randy Riddle 620-6509).

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L. COUNCIL AS A WHOLE

L-1. DIRECT staff to propose a menu of options for creating a distinct governing body for the Richmond Municipal Sewer District - Councilmember Viramontes (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.