



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

**AGENDA
Tuesday, January 4, 2011**

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, January 4, 2011

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, January 4, 2011

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

Communities for a Better Environment vs. City of Richmond

- A-2. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

City-designated representatives(s): Bill Lindsay, Leslie Knight, Jack Hughes, Lisa Stephenson, and Bruce Soublet. Employee organization or unrepresented employee(s): Richmond Fire Management Association and Local 188

Tuesday, January 4, 2011

**SPECIAL JOINT MEETING OF THE HOUSING
AUTHORITY/RICHMOND COMMUNITY REDEVELOPMENT
AGENCY/RICHMOND CITY COUNCIL**

6:25 p.m.

A. PLEDGE TO THE FLAG

B. ROLL CALL

C. STATEMENT OF CONFLICT OF INTEREST

D. AGENDA REVIEW

E. OPEN FORUM FOR PUBLIC COMMENT

F. CONSENT CALENDAR

F-1. ADOPT resolutions by the City of Richmond, the Richmond Community Redevelopment Agency, and the Richmond Housing Authority approving the proposed 2010-2015 Memorandum of Understanding (MOU) by and between the City of Richmond, Richmond Community Redevelopment Agency, Richmond Housing Authority, Contra Costa County, Contra Costa County Redevelopment Agency, Contra Costa Housing Authority, Local Initiatives Support Corporation, and the Community Housing Development Corporation of North Richmond regarding a cooperative strategy for continued revitalization of North Richmond - Community and Economic Development Agency (Steve Duran/Patrick Lynch/Tim Jones 307-8140).

G. ADJOURNMENT

Tuesday, January 4, 2011

JOINT MEETING OF THE RICHMOND REDEVELOPMENT AGENCY/RICHMOND CITY COUNCIL

6:30 p.m.

- A. ROLL CALL**
- B. STATEMENT OF CONFLICT OF INTEREST**
- C. OPEN FORUM FOR PUBLIC COMMENT**
- D. AGENDA REVIEW**
- E. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND
NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- F. REDEVELOPMENT AGENCY BOARD CONSENT CALENDAR**
 - F-1.** ADOPT resolutions approving and authorizing the executive director to execute the following documents for the remediation of the Miraflores Housing Development site: (1) remediation agreement contract with Eagle Environmental Construction in an amount not to exceed \$3,100,000; and (2) a project management services contract with PES Environmental Inc. in an amount not to exceed \$700,000 (This item was not reviewed by the Finance Committee due to the remediation work schedule required by the funding agencies) - Richmond Community Redevelopment Agency (Steve Duran/Patrick Lynch 307-8140).
 - F-2.** ADOPT a resolution authorizing the executive director of the Redevelopment Agency to execute an amendment to the Exclusive Right to Negotiate Agreement (ERN) with Community Housing Development Corporation of North Richmond (CHDC) and Eden Housing for a portion of the Miraflores property extending the ERN until December 31, 2011 - Richmond Community Redevelopment Agency (Steve Duran/Patrick Lynch 307-8140).
 - F-3.** APPROVE the minutes of the December 7, 2010, meeting - City Clerk's Office (Diane Holmes 620-6513).

G. CITY COUNCIL CONSENT CALENDAR

- G-1.** APPROVE a contract with West Bay Builders, Inc. for an amount not to exceed \$355,560 for the completion of the renovation of the Richmond Natatorium, bringing the total payment under construction contracts to \$7,654,455 and authorizing acceptance of the work as complete (This item was reviewed and recommended for approval by the Finance Committee at its December 3, 2010, meeting) - Engineering Services (Edric Kwan/Rich Davidson 621-1825/307-8105).
- G-2.** APPROVE a contract amendment with Kronick, Moskovitz, Tiedemann & Girard, Professional Corporation, to provide legal services pertaining to the city's intervention in the Chevron property tax appeal litigation, increasing the contract limit by \$15,000, bringing the total amount of the contract to \$25,000 - City Attorney's Office (Randy Riddle 620-6509).
- G-3.** AUTHORIZE the city manager to enroll in the National Research Center's National Citizen Survey Program in order to conduct a 2011 survey of City of Richmond residents at a cost not to exceed \$30,000 - City Manager's Office (Bill Lindsay 620-6512).
- G-4.** APPROVE the 2010-2012 tow service contracts with: (1) Freeman's Tow Service; (2) A&D Towing; (3) Oliver's Tow #A; (4) Certified Towing; (5) Civic Center Auto Care; (6) Pick N Pull; and (7) S&S Trucking & Towing and Storage for the term November 1, 2010, through October 31, 2012, and ADOPT a resolution raising the maximum tow fees from the levels approved in 2005 to rates consistent with other area jurisdictions - Police Department (Chief Chris Magnus 621-1802).
- G-5.** APPROVE a contract with State Tree Experts for the removal of trees at various sites in the City of Richmond in an amount not to exceed \$10,650. The contract term will be from January 5, 2011, to June 30, 2011 - Public Works Department (Yader A. Bermudez 231-3009).
- G-6.** APPROVE Contract Amendment No. 1 with Willdan Financial Services to provide professional services related to the administration of the Hilltop Landscape Maintenance District and the Marina Bay Landscape and Lighting Maintenance District in an amount not to exceed \$14,500. The proposed contract term is from July 1, 2011, to June 30, 2012 - Public Works Department (Yader A. Bermudez 231-3009).

Tuesday, January 4, 2011

- G-7.** ADOPT a resolution ordering the preparation of the Engineer's Report for Fiscal Year 2011-2012 regarding improvements and costs for the Hilltop Landscape Maintenance District - Public Works Department (Yader A. Bermudez 231-3009).
- G-8.** ADOPT a resolution ordering the preparation of the Engineer's Report for Fiscal Year 2011-2012 regarding improvements and costs for the Marina Bay Landscape and Lighting Maintenance District - Public Works Department (Yader A. Bermudez 231-3009).
- G-9.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Sections 9.20.150 and 9.20.155 to increase the solid waste collection rates to reflect a 1.01% change in the Consumer Price Index (CPI). (The first reading of the ordinance was on December 7, 2010) - Finance Department (James Goins/Antonio Banuelos 620-6741).
- G-10.** APPROVE an amendment to the agreement with George Hills Company, Inc. for liability claims adjusting services to establish the compensation for the second and third years of the agreement at an amount not to exceed \$150,000 and \$160,000, respectively, for a total not to exceed \$310,000, for the contract period of November 1, 2010, through October 31, 2012 (This item was reviewed and recommended for approval by the Finance Committee at its December 3, 2010, meeting) - Human Resources Management Department (Leslie Knight 620-6600).
- G-11.** ADOPT an ordinance (second reading) amending the wages, salary, and compensation for the classification of Code Enforcement Manager (Salary Range No. 69E: \$8,556 -\$10,400/month). This ordinance was introduced (first reading) at the November 16, 2010, City Council meeting - Human Resources Management Department (Leslie Knight 620-6600).
- G-12.** APPROVE contracts not to exceed \$500,000 each over a three-year period with: (1) BKF Engineers; (2) Harris and Associates, Inc.; (3) Nichols Consulting Engineers; (4) Pakpour Consulting Group, Inc.; (5) Psomas Engineering; and (6) URS Engineering for on-call design services, and authorize the city engineer to approve and issue work authorizations directing each firm to work on specific projects based on the firm's specialties and qualifications (This item was reviewed and recommended for approval by the Finance Committee at its December 3, 2010, meeting) - Engineering Services (Edric Kwan/Joel Camacho 621-1825).

Tuesday, January 4, 2011

- G-13.** APPROVE a contract with Sandra H. Smith, Ph.D, to continue providing pre-employment psychological evaluations of police department employment candidates at a cost not to exceed \$40,000 from January 1, 2011, to December 31, 2012 (\$20,000 per year for a two-year term) - Police Department (Chief Chris Magnus 621-1802).
- G-14.** APPROVE the purchase of Mobile Field Force police safety equipment from Galls Police Supply in the amount or \$31,192, and the expenditure of JAG Grant Funds for this purchase - Police Department (Chief Chris Magnus 621-1802).
- G-15.** AUTHORIZE the Port Director's travel to China at a cost not to exceed \$6,000 to continue the business development plan with the Port of Zhoushan, and to explore the potential for China auto manufacturing entering the U.S. market though the Port of Richmond's recently renovated automobile facility - Port (Jim Matzorkis 215-4600).
- G-16.** APPROVE the following re-appointments: Housing Advisory Commission: Helen Hall, Incumbent, term expiring November 1, 2012; Police Commission: Nemy Bautista, Incumbent, term expiring November 1, 2013; Richmond-Zhoushan Friendship Commission: Katrinka Ruk, Incumbent, term expiring July 22, 2012 - Mayor's Office (Mayor McLaughlin 620-6503).
- G-17.** ADOPT a resolution: (1) to revise and re-title the classification of Industrial Waste Inspector to Source Control Inspector I; (2) to revise and re-title the classification of Senior Industrial Waste Inspector to Source Control Inspector II; and (3) to establish the new classification of Source Control Inspector III in the Engineering Department. This item is a re-titling of two existing classifications and the creation of a lead position, as legally required by the Regional Water Quality Control Board - Human Resources Management Department (Leslie Knight 620-6600).
- G-18.** INTRODUCE an ordinance (first reading) establishing the wages, salary, and compensation for: (1) the new classification of Source Control Inspector I (Salary Range No. 047D: \$5,302 - \$6,367/month); (2) the new classification of Source Control Inspector II (Salary Range No. 054B: \$5,758 - \$6,965/month); and (3) the new classification of Source Control Inspector III (Salary Range No. 059B: \$6,241 - \$7,662/month). This item is a re-titling of two existing classifications and the creation of a lead position, as legally required by the Regional Water Quality Control Board - Human Resources Management Department (Leslie Knight 620-6600).

Tuesday, January 4, 2011

- G-19.** ADOPT a resolution amending the City of Richmond Position Classification Plan to add the new classification of Richmond Housing Authority Contract Administrator - Human Resources Management Department (Leslie Knight 620-6600).
- G-20.** INTRODUCE an ordinance (first reading) establishing the wages, salary, and compensation for the new classification of Richmond Housing Authority Contract Administrator (Salary Range No. 055D: \$5,993 - \$7,242/month) - Human Resources Management Department (Leslie Knight 620-6600).
- G-21.** APPROVE the minutes for the December 7, 2010, meeting - City Clerk's Office (Diane Holmes 620-6513).

H. RESOLUTIONS

- H-1.** ADOPT a resolution in support of the West Contra Costa Unified School District's application to the Board of Education of the State of California for a waiver request from Education Code sections 15106 and 15270 (a) regarding statutory bonding capacity - Mayor's Office (Mayor McLaughlin 620-6503).

I. COUNCIL AS A WHOLE

- I-1.** CONSIDER an increase in funding for major festivals in 2011 and provide direction to staff - Councilmember Lopez (620-6581).
- I-2.** RECEIVE a report regarding the options that may be available to modify the existing governing structure of the Richmond Municipal Sewer District and provide direction to staff - Engineering Services (Edric Kwan/Chad Davisson 621-1825).
- I-3.** APPROVE a Fire Management classification increase not to exceed 7% effective January 1, 2010. This classification adjustment affects five individuals, for a total estimated cost not to exceed \$55,000 - Councilmember Bates (620-6581).

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

K. 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.