



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

**AGENDA
Tuesday, February 1, 2011**

Mayor
Gayle 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**

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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):

People and the City of Richmond vs. Soto, et al

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**

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F. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

- F-1.** Introduction of the Richmond Youth Academy Lieutenants for 2011 - Fire Department (Chief Michael Banks 307-8041).
- F-2.** Proclamation honoring February 2011 as Black History Month - Mayor's Office (Mayor McLaughlin 620-6503).
- F-3.** Acknowledge and welcome Ruth Robins, Principal Officer, Administration Pittwater Council, New South Wales, Australia (Mayor McLaughlin 620-6503 and Human Resources Director Leslie Knight 620-6600).

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 minutes of the January 18, 2011, meeting - City Clerk's Office (Diane Holmes 620-6513).

I. CITY COUNCIL CONSENT CALENDAR

- I-1.** APPROVE the Project Operating Agreement with the East Bay Regional Communications System Authority (EBRCSA) to participate in the East Bay Regional Communications System (EBRCS) for Contra Costa and Alameda County agencies in a one-time amount not to exceed \$934,725; monthly fees in an amount not to exceed \$18,150; and yearly costs in an amount not to exceed \$217,800 (This item was reviewed by the Public Safety Committee at its September 17, 2009, meeting.) - Police Department/Fire Department (Chief Chris Magnus 621-1802/Chief Michael Banks 307-8041).
- I-2.** ADOPT a resolution establishing the fees associated with the application and operation of medical marijuana collectives as set forth in Chapter 7.102 of the Richmond Municipal Code - Finance Department (James Goins/Antonio Banuelos 620-6741).
- I-3.** APPROVE a sole-source purchase from Hi-Tech EVS for a custom-built Type I pumpers for the Richmond Fire Department from Hi-Tech EVS in an amount not to exceed \$540,000 (This item was reviewed and recommended for approval by the Finance Committee at its December 3, 2010, meeting) - Public Works Department (Yader A. Bermudez 231-3009).

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- I-4.** APPROVE a contract with NBS Government Finance Group to review fees for engineering, wastewater, stormwater and code enforcement services, and to establish fees necessary for implementation of the medical marijuana collective ordinance and other financial services in an amount not to exceed \$25,000 - Finance Department (James Goins/Antonio Banuelos 620-6741).
- I-5.** APPROVE the minutes of the January 18 and 25, 2011, meetings - City Clerk's Office (Diane Holmes 620-6513).
- I-6.** APPROVE the following appointments and re-appointments: Arts and Culture Commission: Phillip Mehas, Incumbent, term expiring January 31, 2015; Community Development Commission: Jessica Montiel, representing the North and East Neighborhood, filling the unexpired term of Jayma Brown who resigned, term expiring December 2, 2011; Historic Preservation Advisory Committee: Robin Cawelti, filling the unexpired term of Christopher Bowen who resigned, term expiring July 31, 2011; Housing Advisory Commission: Anntheia Yvonne Farr, Incumbent, term expiring February 1, 2013; Recreation and Parks Commission: Eduardo Martinez, term expiring October 26, 2013; Yvonne Nair, term expiring October 26, 2013; Mark Torres, term expiring October 26, 2013 - Mayor's Office (Mayor McLaughlin 620-6503).
- I-7.** ADOPT an ordinance (second reading) declaring a moratorium on the acceptance, processing and approval of applications to establish formula restaurants in the Point Richmond Neighborhood Commercial (C-1) District until the earlier of: (1) such time as a zoning amendment addressing formula restaurants becomes effective; or (2) Tuesday, January 3, 2012 (Ordinance first reading was on January 18, 2011) - (Vice Mayor Ritterman 620-6581).
- I-8.** ADOPT Resolution of Intention No. 904, ordering the vacation of a portion of Atlas Road, a portion of Lots 1 and 2 south of the Pinole Point Business Park located at 2100 Atlas Road, consistent with the previously approved Subdivision Map 8249 - Planning and Building Services Department (Richard Mitchell 307-8159).
- I-9.** ADOPT Resolution of Intention No. 905, ordering the vacation of a portion of Giant Highway, a portion of Lots 1 and 2 south of the Pinole Point Business Park located at 2100 Atlas Road, consistent with the previously approved Subdivision Map 8249 - Planning and Building Services Department (Richard Mitchell 307-8159).

J. RESOLUTIONS

J-1. AUTHORIZE the city manager to respond to the University of California, Lawrence Berkeley National Laboratory Request for Qualifications (RFQ) for a second campus on behalf of the City of Richmond and adopt a resolution in support of the city's proposal - Mayor McLaughlin, Vice Mayor Butt, and Councilmember Ritterman (620-6581).

K. ORDINANCES

K-1. ADOPT an urgency ordinance providing for a temporary moratorium on the acceptance, processing, approval, and issuance of applications and permits to construct or place new wireless communications facilities in all zoning districts within the City of Richmond through and including March 18, 2011 - Mayor McLaughlin (620-6503) and Vice Mayor Butt (620-6581).

L. COUNCIL AS A WHOLE

L-1. RECEIVE a presentation regarding the Via Verdi sinkhole restoration alternatives and recommendations, and provide direction to staff - Engineering Services (Edric Kwan, 621-1825 / Tawfic Halaby, 621-1612).

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.