



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

**AGENDA  
Tuesday, April 12, 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**

Tuesday, April 12, 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.*

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Tuesday, April 12, 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):  
  
Jandali vs. City of Richmond  
  
Thomas, et al. vs. City of Richmond
  - A-2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9):  
  
One Case
  - A-3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Initiation of litigation pursuant to Subdivision (c) of Government Code Section 54956.9):  
  
One Case

Tuesday, April 12, 2011

**SPECIAL MEETING OF THE  
RICHMOND HOUSING AUTHORITY**

6:15 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. HOUSING AUTHORITY CONSENT CALENDAR**

**F-1.** ADOPT a resolution authorizing the Housing Authority executive director to submit the 2010 Public Housing Assessment System (PHAS) Certification to the U.S. Department of Housing and Urban Development – Richmond Housing Authority (Tim Jones 621-1310).

**F-2.** APPROVE the minutes for the special meetings held on March 15 and 22, 2011 - City Clerk's Office (Diane Holmes 620-6513).

**G. PUBLIC HEARINGS**

**G-1.** ADOPT a resolution approving submission of the U.S. Department of Housing and Urban Development's required One-Year and Five-Year 2011 Agency Plan - Richmond Housing Authority (Tim Jones 621-1310).

**H. ADJOURNMENT**

Tuesday, April 12, 2011

## **SPECIAL MEETING OF THE 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. CITY COUNCIL CONSENT CALENDAR**
  - F-1.** APPROVE a three-year contract with the Richmond Kaiser Permanente Medical Facility in the amount of \$155,250 to provide annual physical examinations for up to 90 sworn personnel in the Fire Department as part of the department's health and wellness program (The Finance Standing Committee did not review this item due to the cancellation of its April 1, 2011, meeting) - Fire Department (Chief Michael Banks 307-8041).
  - F-2.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Section 15.04.890 (Wireless Communications Facilities) to address certain aspects of aesthetics and other aspects of the public safety and welfare that are not adequately protected in the revised Wireless Ordinance, and to address scrutiny applied in reviewing the installation and modification of such facilities - Mayor McLaughlin (620-6503) and Vice Mayor Butt (620-6581).
  - F-3.** APPROVE a contract with Echo Landscape to provide landscape maintenance services at the Civic Center Plaza in an amount not to exceed \$17,400, which includes a bid alternate and a 10% cost contingency, and for a contract term from April 13, 2011, to June 30, 2012 - Public Works Department (Yader A. Bermudez 231-3008).

Tuesday, April 12, 2011

- F-4.** APPROVE a contract with Republic Intelligent, Inc. for construction of a perimeter lighting system at the Shields Reid Park located at 1410 Kelsey Street in an amount not to exceed \$210,000 (This item was not reviewed by the Finance Standing Committee due to the cancellation of its April 1, 2011, meeting - Public Works Department (Yader A. Bermudez 231-3009).
- F-5.** APPROVE a three-year contract, with two single-year extension options, with Paramount Elevator Corporation for the service and maintenance of all City of Richmond owned elevators for a base amount of \$1,120 per month (\$40,320 over the term of the contract), plus estimated additional repair services in the amount of \$54,680, for a total amount not to exceed \$95,000 - Public Works Department (Yader A. Bermudez 231-3009).
- F-6.** APPROVE an amendment to the contract with Kappe + Du Architects for the design and construction support for the reconstruction and relocation of existing senior center restrooms to bring them into compliance with the Americans with Disabilities Act (ADA). The proposed amendment will increase the contract amount from \$18,400 to a total amount not to exceed \$32,665, and will extend the contract term to December 31, 2011 - Public Works Department (Yader A. Bermudez 231-3009).
- F-7.** APPROVE a second amendment to the contract with Rising Sun Energy Center to provide energy efficiency training for RichmondBuild participants as part of the Green Energy Training Services (GETS) Program, increasing the contract amount by \$22,500 for a total amount not to exceed \$179,410, and extending the contract term through June 30, 2011. Funding is provided by an American Recovery and Reinvestment Act (ARRA) Clean Energy Grant - Employment and Training Department (Sal Vaca/Fred Lucero 307-8059).
- F-8.** APPROVE an amendment to the contract with Solar Richmond to provide Solar Technology training for RichmondBUILD grant participants, increasing the contract amount by \$22,500 for a total amount not to exceed \$157,500, and extending the term through June 30, 2011 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8059).
- F-9.** ADOPT a resolution authorizing the city manager or his designee to file and execute grant applications on behalf of the City of Richmond with Caltrans to aid in the financing of capital projects pursuant to Section 5310 of the Federal Transit Act (FTA C 9070.1F), and authorizing the city manager or his designee to execute and file all certifications of assurance, contracts, agreements or any other documents required by Caltrans for this grant - Recreation Department (Keith Jabari 620-6791).

Tuesday, April 12, 2011

- F-10.** APPROVE the minutes for the February 15 and March 15, 2011, Regular Meetings and the February 22 and March 8, 2011, Special Meetings - City Clerk's Office (Diane Holmes 620-6513).
- F-11.** APPROVE a contract with Shute, Mihaly & Weinberger in an amount not to exceed \$15,000 for legal services in relation to the Chevron Richmond Refinery Tank Replacement Project - City Attorney's Office (Randy Riddle 620-6509).
- F-12.** APPROVE Amendment No. 2 to the Kronick, Moskovitz, Tiedemann & Girard, LLP contract for legal representation related to the city's intervention in the Chevron property tax appeal litigation, extending the term to June 30, 2012, and increasing the amount by \$65,000 for a total contract amount of \$90,000 - City Attorney's Office (Randy Riddle 620-6509).
- F-13.** APPROVE the following appointments and re-appointments: Arts and Culture Commission: Amahra Hicks, term expiring January 31, 2015; Design Review Board: Andrew Butt, Incumbent, term expiring March 17, 2013; Eileen Whitty, Incumbent, term expiring March 17, 2013; Michael Woldemar, Incumbent, term expiring March 17, 2013; Human Rights and Human Relations Commission: Vivien Feyer, Incumbent, term expiring March 30, 2014; Joyce Harris, Incumbent, term expiring March 30, 2014; Police and Firemen's Pension Board: James Mallory, term expiring April 12, 2016; Police Commission: Therese Barquet, filling unexpired term of Roberto Reyes who resigned, term expiring November 1, 2011; Richmond Shimada Friendship Commission: Michael Sasaki, term expiring April 12, 2014 - Mayor's Office (Mayor McLaughlin 620-6503).

**G. PUBLIC HEARINGS**

- G-1.** ADOPT a resolution renaming Filbert Street, between Vernon Avenue and Chesley Avenue, to Fred Jackson Way - Planning and Building Services Department (Richard Mitchell 620-6706).

**H. RESOLUTIONS**

- H-1.** ADOPT a resolution in support of retaining the San Francisco Bay Trail name and opposing the renaming or altering the name of this premier regional trail - Councilmember Rogers (620-6581).
- H-2.** ADOPT a resolution supporting Senate Bill 810, the California Universal Health Care Act of 2011 - Mayor McLaughlin (620-6503), Councilmembers Beckles and Ritterman (620-6581).

**I. ORDINANCES**

- I-1.** INTRODUCE an ordinance amending Chapter 9.50 of the Richmond Municipal Code to provide a specific definition of what constitutes a "Managed Landscape or Garden Area," and to allow the city manager or his designee the authority to promulgate rules and regulations specifying the type of landscape management required for particular plant species - Vice Mayor Butt (620-6581).

**J. COUNCIL AS A WHOLE**

- J-1.** DIRECT staff to spend Southside anti-crime funds in accordance with Chief Magnus' recommendation, not on a planned Police Substation - Councilmember Rogers (620-6581).
- J-2.** DISCUSS and direct staff regarding appropriation requests for the FY 2011/2012 City Council Budget - Vice Mayor Butt (620-6581).

**K. 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.*