



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

**AGENDA  
Tuesday, July 19, 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**

## 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.*

\*\*\*\*\*

## **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. LIABILITY CLAIMS - PENDING LITIGATION (Government Code Section 54956.9):**
    - HUD OIG Proposed Housing Authority Repayment Agreement Review
    - Vincent Whittington vs. City of Richmond
    - Richard Clark vs. City of Richmond
  - A-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):**
    - Yarbough/Freeman vs. City of Richmond
  - A-3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Initiation of litigation pursuant to Subdivision (c) of Government Code Section 54956.9):**
    - One Case

**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. PRESENTATION of a Certificate of Appreciation to Antwon Cloird for his community activism - Mayor McLaughlin (620-6503), Councilmembers Bates and Boozé (620-6581).
- G. **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- H. **JOINT REDEVELOPMENT AGENCY BOARD/RICHMOND CITY COUNCIL CONSENT CALENDAR**
  - H-1. (1) ADOPT a resolution of the Richmond City Council approving the addendum to the previously certified Environmental Impact Report (EIR) for the Miraflores Housing Development site. The addendum reflects proposed changes to the Remedial Action Plan to off-haul lead-affected soils from the site to a permitted waste facility rather than encapsulating them on-site under the future roadways; and (2) ADOPT a resolution of the Agency Board approving and authorizing the executive director to execute amendments to remediation contracts with Eagle Environmental Construction (EEC) for: (a) abatement, demolition, historic structure relocation activities, including change orders of up to \$300,000 for the handling of Class 1 demolition debris and up to \$200,000 for the dismantling relocation and preservation of three greenhouse structures; and (b) soil remediation activities: changing the form of the contract, modifying the scope of work to include off-hauling of lead-impacted soils and adding up to \$700,000 to the contract budget. The total revised budget amount for both contracts shall not exceed \$5 million, and the contract term shall not exceed 270 days - Richmond Community Redevelopment Agency (Steve Duran/Patrick Lynch 307-8140).

**I. CITY COUNCIL CONSENT CALENDAR**

- I-1.** ADOPT a resolution authorizing a standing-order-procurement process with Innovative Interfaces, Inc. for annual hardware and software maintenance, consulting, training, and software application modules in an amount not to exceed \$150,000 for each of three fiscal years: 2011-2012, 2012-2013, and 2013-2014 (This item was reviewed and recommended for approval by the Finance Committee at its July 8, 2011, meeting) - Library and Cultural Services (Mike Oliver 620-6555).
- I-2.** ADOPT a resolution to accept the 2011 California Emergency Management Agency (CALEMA) grant funds in the amount of \$180,209 and APPROVE the continuation of two contracts funded by the CALEMA Grant for on-site advocates to assist victims of domestic violence and sexual assault, for the period January 1, 2011, to December 31, 2011, with STAND-Against Domestic Violence in an amount not to exceed \$85,260, and with Community Violence Solutions in an amount not to exceed \$71,851 - Police Department (Chief Chris Magnus 621-1802).
- I-3.** ADOPT a resolution approving an easement to Pacific Gas & Electric Company (PG&E) for utility relocation as part of the Bradley A. Moody Underpass Project - Richmond Community Redevelopment Agency (Steve Duran/Alan Wolken 307-8140).
- I-4.** APPROVE an emergency contract with Bass Electric, Inc. to complete necessary repairs to the high-voltage equipment, and to provide temporary power, at the Port's Administration Building at Terminal 3, and two tenant facility sites at the Point Potrero Marine Terminal, in an amount not to exceed \$89,870 - Port (Jim Matzorkis 215-4600).
- I-5.** ADOPT a resolution authorizing the City of Richmond to levy special assessments against certain properties having unpaid invoices related to administrative citations, nuisance abatement costs, and foreclosure ordinance fines pursuant to Richmond Municipal Code Chapters 9.22 and 2.63 - Police Department (Chief Chris Magnus 621-1802).
- I-6.** ADOPT an ordinance (second reading) amending (reducing) the wages, salary, and compensation for the classification of Library and Cultural Services Director (Salary Range No. 4:1: \$9,945 - \$14,917/month) - Human Resources Management Department (Leslie Knight 620-6600).

Tuesday, July 19, 2011

- I-7.** ADOPT a resolution authorizing standing contracts for as-needed transcription, plan check, and building rental inspection services with three transcription, two building inspection, and three plan check service firms in an amount not to exceed \$95,000 per firm over a one-year period - Planning and Building Services Department (Richard Mitchell 620-6706).
- I-8.** APPROVE a contract with W.R. Forde Associates, the lowest responsive bidder, to perform the Fiscal Year 2010/11 Sidewalk Gap Closure Improvements (Stege Avenue) and Surface Drainage Improvements (Ohio Avenue/41st Street) Project in an amount not to exceed \$177,280, with an additional City-controlled contingency and reserve not to exceed \$17,728 (The Finance Committee reviewed the first contract award recommendation at its May 6, 2011, meeting and recommended the approval of this item at the next available Council meeting) - Engineering Services Department (Edric Kwan/Andy Yeung 307-8108).
- I-9.** ADOPT a resolution Declaring the Canvass of Returns and Result of the Special Election held on June 7, 2011 - City Clerk's Office (Diane Holmes 620-6514).
- I-10.** APPROVE a one-year grant-funded contract with the Richmond Kaiser Permanente Medical Facility to provide Haz Mat physical examinations for up to 60 Fire Department Hazardous Material Specialists using funds from the Contra Costa County Health Services Hazardous Materials Division, in an amount not to exceed \$73,000 - Fire Department (Chief Michael Banks 307-8041).
- I-11.** APPROVE the minutes of the April 26, 2011, and May 17, 2011, meetings - City Clerk's Office (Diane Holmes 620-6513).
- I-12.** APPROVE a construction contract with Salt River Construction Corporation, the lowest responsible bidder, in the amount of \$1,850,571 for the Marina Bay Yacht Harbor Maintenance Dredging Project, per the plans and specifications (This item was reviewed and recommended for approval by the Finance Committee at its July 8, 2011, meeting) - Port (Jim Matzorkis 215-4600).
- I-13.** ADOPT a resolution renewing standing orders/outline agreements for information technology related goods and services from various vendors in an amount not to exceed \$250,000 per vendor for Fiscal Year 2011-2012 (This item was reviewed and recommended for approval by the Finance Committee at its July 8, 2011, meeting) - Information Technology Department (Sue Hartman 620-6874).

Tuesday, July 19, 2011

- I-14.** APPROVE Contract Amendment No. 2 with Bay Cities Paving and Grading, Inc. to increase the contract value by \$132,065.64 for a total of \$1,782,897.13 and ACCEPT the work for the Via Verdi Temporary Channel Improvements Contract (This item was reviewed and recommended for approval by the Finance Committee at its July 8, 2011, meeting) - Engineering Services Department (Edric Kwan 621-1825/Tawfic Halaby 621-1612).
- I-15.** ADOPT a resolution authorizing approval of contracts with Pogo Park, MIG, and Mack5 to facilitate the expansion and renovation of Elm Park, and authorize the city manager to execute all required contracts and agreements to facilitate the acquisition of 720 Elm Avenue and relocation expenses of the tenants at the property as part of this project (This item was reviewed and recommended for approval by the Finance Committee at its July 8, 2011, meeting) - City Manager's Office (Bill Lindsay 620-6512).
- I-16.** APPROVE a contract with Western Roofing Services for the re-roofing of Fire Station 61 located at 140 West Richmond Avenue, in an amount not to exceed \$120,500 (This item was reviewed and recommended for approval by the Finance Committee at its July 8, 2011, meeting) - Public Works Department (Yader A. Bermudez 231-3008).
- I-17.** ADOPT an ordinance (second reading) amending Chapter 2.64, Article II, of the Richmond Municipal Code authorizing a Municipal Identification Program to provide for the issuance of municipal identification cards to residents of the City of Richmond for the purposes of improving public safety, increasing civic participation, and supporting local commerce - Mayor McLaughlin (620-6503) and Councilmember Beckles (620-6581).
- I-18.** ADOPT a resolution authorizing service contracts with 10 architects, eight landscape architects, and three structural engineering firms for as-needed architectural, landscape architectural, and structural engineering services in an amount not to exceed \$350,000 per firm over a three-year period (This item was reviewed and recommended for approved by the Finance Committee at its July 8, 2011, meeting) - Public Works Department (Yader A. Bermudez 231-3008).
- I-19.** APPROVE the appointment of Mayor McLaughlin as City Council liaison to the Point Molate Community Advisory Committee - Mayor's Office (Mayor McLaughlin 620-6503).

- I-20.** APPROVE the following appointments and reappointments: Commission on Aging: Rose Brooks, Incumbent, term expiring May 19, 2013; Historic Preservation Advisory Commission: Robin Cawelti, Incumbent, term expiring July 31, 2013; Workforce Investment Board: Anders Swahn; Youth Baseball Advisory Commission: DeShawn Clark, filling unexpired term of Augustine Flores who resigned, term expiring November 16, 2011; Andrea Clark-Daniels, filling unexpired term of Elana Bolds who resigned, term expiring December 2, 2011 - Mayor's Office (Mayor McLaughlin 620-6503).
- I-21.** APPROVE a contract with the law firm of Colantuono & Levin LLC for representation in Sipple vs. City of Alameda in an amount not to exceed \$25,000, and AUTHORIZE the city manager to execute the retainer letter from Colantuono & Levin - City Attorney's Office (Randy Riddle 620-6509).
- I-22.** ADOPT a resolution authorizing the city manager to execute a contract with Dalessi Management Consulting, LLC to analyze the city's electricity load, in an amount not to exceed \$20,000 with a term ending June 30, 2012, and with the Marin Energy Authority, to perform the applicant impact analysis, in an amount not to exceed \$20,000 with a term ending June 30, 2012 - City Manager's Office (Bill Lindsay 620-6512).
- I-23.** ADOPT an ordinance (second reading) establishing the fees as outlined in the proposed Master Fee Schedule - Finance Department (James Goins/Antonio Banuelos 620-6741).

**J. PUBLIC HEARINGS**

- J-1.** ADOPT a resolution for the proposed increase in annual assessments for the Hilltop Landscape Maintenance District for the 2011-2012 Fiscal Year - Public Works Department (Yader A. Bermudez 231-3008).
- J-2.** Public hearing on an appeal by the Santa Fe Neighborhood Council of the Planning Commission's approval of a Conditional Use Permit (PLN11-057) on June 2, 2011, to allow an eating establishment and convenience store at 925 Cutting Boulevard. The staff recommendation is to approve the Conditional Use Permit, thereby denying the appeal - Planning and Building Services Department (Richard Mitchell 620-6706).

**J-3.** INTRODUCE an ordinance (first reading) amending Chapter 12.18, "Discharges to the Wastewater Treatment System" regarding the "Specific Pollutant Limitations" (i.e., "Local Limits") as they pertain to the Source Control Program's Industrial Discharger's permits - Engineering Services Department (Edric Kwan/Chad Davisson 620-5486).

**K. COUNCIL AS A WHOLE**

**K-1.** DESIGNATE a voting delegate and alternate(s) to represent the City of Richmond at the Annual Business Meeting of the League of California Cities' 2011 Annual Conference. The Annual Conference will be held in San Francisco at the Moscone West Convention Center, September 21 through 23 - City Clerk's Office (Diane Holmes 620-6514).

**K-2.** RECEIVE a report from the Richmond Half Steppers track team regarding the upcoming AAU Jr. Olympic National Championships in New Orleans, Louisiana - Councilmember Boozé (620-6593).

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

**M. ADJOURNMENT**

\*\*\*\*\*

*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.*