



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

**AGENDA
Tuesday, July 26, 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

5:30 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 - ANTICIPATED LITIGATION
(Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9):

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

One Case

**SPECIAL MEETING OF THE
RICHMOND HOUSING AUTHORITY**

6:25 p.m.

- A. **PLEDGE TO THE FLAG**
- B. **ROLL CALL**
- C. **STATEMENT OF CONFLICT OF INTEREST**

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D. OPEN FORUM FOR PUBLIC COMMENT

E. AGENDA REVIEW

F. HOUSING AUTHORITY CONSENT CALENDAR

F-1. ADOPT a resolution authorizing the executive director to submit an Inventory Removal Application to the U.S. Department of Housing and Urban Development for the Hacienda Public Housing site in conjunction with the Nystrom Village Neighborhood Revitalization Project – Richmond Housing Authority (Tim Jones 621-1310).

F-2. ADOPT a resolution authorizing the executive director to execute a Lease Option Agreement with Mercy Housing Inc. to complete financing and rehabilitation efforts of the Hacienda Public Housing site in conjunction with the Nystrom Village Neighborhood Revitalization Project - Richmond Housing Authority (Tim Jones 621-1310).

F-3. APPROVE the minutes for the June 21, 2011, meeting - City Clerk's Office (Diane Holmes 620-6513).

G. ADJOURNMENT

**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 the Manager and the Employee of the Year Awards - City Manager's Office (Bill Lindsay 620-6512).
- F-2.** RECEIVE a presentation from David Gray, City Council Public Policy Intern, that recognizes the 50th Anniversary of the Freedom Rides Movement and honors the selfless actions, courage, and commitment to human rights exemplified by all participants of the Freedom Rides, particularly those from the Richmond community - Mayor McLaughlin (620-6503), and Councilmembers Ritterman and Beckles (620-6581).
- F-3.** PRESENTATION of a Certificate of Appreciation to Richmond Confidential Journalist, Robert Rogers for consistently writing articles that inform the public about positive occurrences in the City of Richmond - Mayor McLaughlin (620-6503) and Councilmember Boozé (620-6581).
- F-4.** PRESENTATION of a proclamation in honor of Ethel Dotson and the historical International Hotel - Mayor McLaughlin (620-6503) and Councilmember Beckles (620-6568).

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 for the June 21, 2011, and July 5, 2011, meetings - City Clerk's Office (Diane Holmes 620-6513).

I. CITY COUNCIL CONSENT CALENDAR

- I-1.** APPROVE an agreement to reimburse Auto Warehousing Company (AWC) one-third of the cost of a China Automobile Market Study, with a total cost to the Port of Richmond not to exceed \$24,000, to allow for AWC, the Port of Zhoushan, China and the Port of Richmond to develop a marketing plan for future automobile exports from China to the United States - Port of Richmond (Jim Matzorkis 215-4600).

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- I-2.** 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 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-3.** APPROVE a contract with Ghilotti Brothers, Inc., the lowest responsive bidder, to perform the 2010/2011 Pavement Rehabilitation project in an amount not to exceed \$2,137,966.97 with an additional construction contingency not to exceed 10%, or \$213,796.70 (This item relates to the rebid of a project that was previously reviewed by the Finance Committee on May 6, 2011, and by the City Council on June 7, 2011) - Engineering Services Department (Edric Kwan/Tawfic Halaby 621-1612).
- I-4.** INTRODUCE an ordinance (first reading) setting the tax rate for the Pension Tax Override for Fiscal Year 2011-2012 at 0.14% and re-establishing procedures in the Municipal Code to levy Pension Tax Override on the Contra Costa County Property Tax Roll – Finance Department (James Goins/Antonio Banuelos 620-6740).
- I-5.** ADOPT a resolution adjusting the Fiscal Year 2011-2012 Employment and Training Department Budget, increasing both grant revenues and program expenditures in the amount of \$1,194,000 to account for grant funds awarded to the YouthWORKS Career Technical Assistance Program, the NEG Multi-Sector Workforce Partnership, and the EPA Environmental Workforce Development and Job Training Program subsequent to the approval of the budget in June, 2011 - Employment and Training Department (Sal Vaca 307-8059).
- I-6.** APPROVE a contract with ShotSpotter Inc. to continue providing maintenance and support for both phases of the ShotSpotter System at a cost not to exceed \$406,000 from July 1, 2011, to June 30, 2013 (\$203,000 per year, for a two-year term) - Police Department (Chief Chris Magnus 621-1802).
- I-7.** APPPROVE a contract to participate in the State of California Rental Vehicle Program with Enterprise Holdings Incorporated in an amount not to exceed \$300,000 from July 1, 2011, to June 30, 2013, (\$150,000 per year, for a two-year term) - Police Department (Chief Chris Magnus 621-1802).

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- I-8.** APPROVE a contract with HALO Group Inc. to provide a firearms range facility for use by the Police Department for the period July 1, 2011 to June 30, 2012, in an amount not to exceed \$25,000 - Police Department (Chief Chris Magnus 621-1802).
- I-9.** APPROVE the 3rd Amended North Richmond Mitigation Finance Committee (NRMFC) 2010-2011 Expenditure Plan - City Manager's Office (Bill Lindsay 620-6512).
- I-10.** ADOPT a resolution granting another designated period (July 27, 2011, to October 31, 2011) for the two years additional service credit for early retirement for certain specified classifications - Human Resources Management Department (Leslie Knight 620-6600).
- I-11.** APPROVE a fourth amendment to the contract with the law firm of Meyers, Nave, Riback, Silver and Wilson to continue to represent the City in the lawsuits entitled Booker vs. City of Richmond, et al., and Jenkins vs. City of Richmond, et al. in the amount of \$250,000 - City Attorney's Office (Randy Riddle 620-6509).
- I-12.** APPROVE the minutes for the June 7, 2011, and July 5, 2011, meetings - City Clerk's Office (Diane Holmes 620-6513).
- I-13.** APPROVE the following appointments and reappointments: Planning Commission: Sheryl Lane, Incumbent, term expiring June 30, 2013; Carol Teltschick-Fall, term expiring June 30, 2013; Workforce Investment Board: Roberto Reyes, representing GRIP – Mayor's Office (Mayor McLaughlin 620-6503).
- I-14.** APPROVE a contract with Terry Ross Baird to coordinate the establishment of worker-owned cooperatives in Richmond in an amount not to exceed \$50,000 (This item is included in the Mayor's Office budget for Fiscal Year 2011-2012) - Mayor's Office (Mayor McLaughlin 620-6503).
- I-15.** AUTHORIZE the city manager to select and enter into a contract with an executive search firm in an amount not to exceed \$30,000 to conduct a recruitment to fill the City Attorney position - Human Resources Management Department (Leslie Knight 620-6600).

- I-16.** ADOPT an ordinance (second 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 620-1825/Chad Davisson 620-5486).
- I-17.** ADOPT a resolution supporting a partnership between the City of Richmond and CyberTran International Inc., an ultra light rail transit system manufacturer - City Manager's Office (Bill Lindsay 620-6512).

J. PUBLIC HEARINGS

- J-1.** ADOPT a resolution allowing the sanitary and storm sewer fees to be collected on the annual 2011-2012 tax rolls - Engineering Services Department (Edric Kwan 620-1825/Chad Davisson 620-5486).

K. STUDY SESSION

- K-1.** RECEIVE the 2010 Annual Performance Review and Evaluation Report on the Industrial Safety Ordinance (ISO) from the Contra Costa County Health Services Department - Fire Department (Chief Michael Banks 307-8041).
- K-2.** RECEIVE a presentation of the public art for the Richmond Transit Village BART Parking Structure Project - Richmond Community Redevelopment Agency (Steve Duran/Alan Wolken 307-8140).
- K-3.** ACCEPT the Annual Report from the Richmond Convention and Visitors Bureau (RCVB) - Community and Economic Development (Steve Duran 307-8140).

L. STUDY AND DIRECTION TO STAFF SESSION

- L-1.** RECEIVE a presentation on the City's Pavement Management Program - Engineering Services Department (Edric Kwan 621-1825/Tawfic Halaby 621-1612).
- L-2.** RECEIVE a report from the City's Wastewater/Stormwater Manager on modifications to the administration of the West County Agency "Joint Exercise of Powers Agreement" (JPA) which are recommended to improve business efficiency and reduce costs to the ratepayers of the Richmond Municipal Sewer District - Engineering Services Department (Edric Kwan 620-1825/Chad Davisson 620-5486).

M. RESOLUTIONS

- M-1.** ADOPT a resolution authorizing the issuance and sale of not to exceed \$15,000,000 City of Richmond, California, 2011-12 Tax and Revenue Anticipation Notes; approving the forms of and directing the distribution of a Note Purchase Agreement, an Official Statement, and a Continuing Disclosure Certificate; delegating to officers of the city, authorization to negotiate a sale of said notes; and authorizing taking of necessary actions and execution of necessary documents - Finance Department (James Goins 620-6740).
- M-2.** ADOPT a resolution urging the U.S. Department of Homeland Security to terminate the immigration audit at the Pacific Steel Foundry, the Sealy Mattress Factory, and other work places - Mayor McLaughlin (620-6503) and Councilmember Beckles (620-6581).

N. COUNCIL AS A WHOLE

- N-1.** DISCUSS AND CONSIDER approving funds for the Richmond Half Steppers track team to assist with traveling expenses associated with the AAU Jr. Olympic National Championships in New Orleans, Louisiana from July 29 through August 7, 2011 - Councilmembers Bates and Boozé (620-6581).

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

P. 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.