



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

**AGENDA
Tuesday, April 3, 2012**

**Mayor
Gayle McLaughlin**

**Vice Mayor
Jim Rogers**

**Councilmembers
Nathaniel Bates
Jovanka Beckles
Courtland "Corky" Boozé
Jeff Ritterman
Thomas K. Butt**

The Richmond City Council also serves as Board Members and Commission Members for the following:

**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.

Any law enforcement officer on duty or whose service is commanded by the presiding officer shall be Sergeant-at-Arms of the Council meetings. He/she, or they, shall carry out all orders and instructions given by the presiding officer for the purpose of maintaining order and decorum at the Council meetings (City Council Rules of Procedure and Order Section III F, RMC Section 2.12.030).

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):

City of Richmond vs. Upstream Point Molate LLC

The Guidiville Rancheria of California vs. United States of America

Chevron vs. Contra Costa County

City of Brentwood vs. Contra Costa County

**MEETING OF THE CITY OF RICHMOND AS SUCCESSOR
AGENCY FOR THE RICHMOND COMMUNITY
REDEVELOPMENT AGENCY/RICHMOND CITY COUNCIL**

6:30 p.m.

- A. **PLEDGE TO THE FLAG**
- B. **ROLL CALL**
- C. **READING OF THE CODE OF ETHICS**

D. STATEMENT OF CONFLICT OF INTEREST

E. OPEN FORUM FOR PUBLIC COMMENT

F. AGENDA REVIEW

G. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

G-1. PRESENTATION regarding the United States Department of Commerce National Export Initiative at the Port of Richmond - Mayor McLaughlin (620-6503) and Councilmembers Bates and Boozé (620-6581).

H. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION

I. CITY COUNCIL CONSENT CALENDAR

I-1. APPROVE the following appointments and re-appointments: Housing Advisory Commission: Alicia Carillo, Incumbent, term expiring December 15, 2013; Library Commission: Maude DeVictor, Incumbent, term expiring July 1, 2015; Police Commission: Alejandro Navarro, term expiring November 1, 2014; Workforce Investment Board: Kande Mosley (business representative) and Michael Parker (Community-Based Organization representative) - Mayor's Office (Mayor McLaughlin 620-6503). *This item was continued from the March 20, 2012, meeting.*

I-2. APPROVE a contract amendment with ARTHUILIA, INC. to expand the scope of work and increase the contract amount by \$28,023 to a total contract amount of \$828,023 to pay the final construction change order for the gender specific restroom remodeling and a fuel pump facilities improvements at Fire Station #68, located at 2904 Hilltop Drive - Public Works Department (Yader A. Bermudez 231-3008). *This item was continued from the March 20, 2012, meeting.*

I-3. APPROVE a contract with Packet Fusion for annual maintenance of the City's ShoreTel Telephone System in an amount not to exceed \$53,550 - Information Technology Department (Sue Hartman 620-6874).

- I-4.** ADOPT a resolution approving an amendment to the construction agreement with Rosendin Electric, Inc. to complete additional electrical repairs at the Point Potrero Marine Terminal in an amount not to exceed \$1,034,663, for a total contract cost of \$2,650,000, funded by the State of California's California Port and Maritime Security Grant Program - Port Department (Jim Matzorkis 215-4600).
- I-5.** APPROVE a contract amendment with Republic ITS for the Traffic Safety Improvements Project, to increase the contract value by \$34,000 for a total of \$265,363, providing \$19,000 in funds for the additional scope of work related to the traffic safety project, and \$15,000 in funds for the grant funded Cutting Boulevard Interconnect Project - Engineering Services Department (Edric Kwan/Steven Tam 307-8112).
- I-6.** APPROVE the minutes of the Regular Meeting of the City of Richmond as Successor Agency for the Richmond Community Redevelopment Agency/Richmond City Council held on March 20, 2012 - City Clerk's Office (Diane Holmes 620-6513).
- I-7.** APPROVE a contract with the newly-appointed City Attorney Bruce Goodmiller that will provide for a three-year term starting March 8, 2012, an initial base salary of \$16,786 per month with subsequent salary increases subject to a satisfactory performance evaluation, and other specified employment terms - City Manager's Office (Bill Lindsay 620-6512). *This item was continued from the March 20, 2012, meeting.*
- I-8.** APPROVE the altering of the City Council agenda format such that "Agenda Review" is permanently placed before Open Forum so that the public does not have to wait until Open Forum is completed in order to become aware of any changes in the agenda - Mayor's Office (Mayor McLaughlin 620-6503).
- I-9.** ADOPT a resolution approving and authorizing the city manager to execute amendments to two contract agreements with Eagle Environmental Construction (EEC), with one for abatement, demolition, historic structure relocation and the other for soil remediation activities and with PES Environmental acting as the City of Richmond's owner's representative. The requested amendments will add an additional \$2,000,000 in funding to the contract agreements and extend contract terms through June 2013. Total revised budget amounts for the three contract agreements shall not exceed \$7,000,000 and the contract periods will be through June 30, 2013 - Housing and Community Development (Patrick Lynch 307-8140).

J. PUBLIC HEARINGS

J-1. CONSIDER approving a permit for Holistic Healing Collective to operate a medical marijuana collective in substantial compliance with the application submitted on or about May 2, 2011 (Councilmember Booze - 620-6593).

K. RESOLUTIONS

K-1. ADOPT a resolution in support of AB 1831, and DIRECT the city manager to send a letter of support to the California State Legislature - Councilmembers Beckles, Ritterman, and Mayor McLaughlin.

L. COUNCIL AS A WHOLE

L-1. CONSIDER various land use options presented by staff for General Plan Change Area 12 (Northshore) and DIRECT staff to amend draft General Plan 2030 to reflect the land use option selected by the City Council - Planning and Building Services Department (Richard Mitchell 620-6706).

L-2. APPROVE a grant-funded construction contract with Alten Construction, Inc. of Richmond, the lowest responsive bidder, for labor and materials per the plans and specifications for the construction and remodel of the Port's Operations and Security Center at Terminal 3 Project in an amount not to exceed \$3,976,921 or provide alternative policy direction- Port Department (Jim Matzorkis 215-4600).

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.