



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

**AGENDA  
Tuesday, July 24, 2012**

**Mayor  
Gayle McLaughlin**

**Vice Mayor  
Jim Rogers**

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

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**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).

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Tuesday, July 24, 2012

## **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 - EXISTING LITIGATION  
(Subdivision [a] of Government Code Section 54956.9):
    - Guidiville Rancheria of California et al vs. United States of America et al
    - City of Richmond vs. Upstream Point Molate LLC

## **SPECIAL MEETING RICHMOND HOUSING AUTHORITY**

6:25 p.m.

- A. **PLEDGE TO THE FLAG**
- B. **ROLL CALL**
- C. **STATEMENT OF CONFLICT OF INTEREST**
- D. **OPEN FORUM FOR PUBLIC COMMENT**
- E. **HOUSING AUTHORITY CONSENT CALENDAR**
  - E-1. ADOPT a resolution authorizing the Housing Authority Executive Director to submit the 2012 Section 8 Management Assessment Program (SEMAP) Certification to the United States Department of Housing and Urban Development - Richmond Housing Authority (Tim Jones 621-1310).

**F. ADJOURNMENT**

**SPECIAL MEETING OF THE RICHMOND CITY COUNCIL**

6:30 p.m.

**A. ROLL CALL**

**B. READING OF THE CODE OF ETHICS**

**C. STATEMENT OF CONFLICT OF INTEREST**

**D. AGENDA REVIEW**

**E. OPEN FORUM FOR PUBLIC COMMENT**

**F. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

**F-1.** PRESENTATION of a proclamation to Nutiva for relocating to Richmond, California and contributing to the community - Mayor McLaughlin (620-6503) and Vice Mayor Rogers (867-5725).

**F-2.** PRESENTATION of a Certificate of Recognition to Richmond resident Ms. Pauline Henderson who recently celebrated her 90th birthday - Mayor McLaughlin and Councilmember Boozé (620-6593).

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

**H. CITY COUNCIL CONSENT CALENDAR**

**H-1.** APPROVE a four-year lease agreement between the City of Richmond and the County of Contra Costa (as tenant) for the premises at 5050 Hartnett Avenue to allow for continued provision by the County of child care services, at a rental rate of \$1.00 a year plus \$1,800 a year for water and sewer services, and for a term from July 1, 2012, through June 30, 2016 - City Manager's Office (Bill Lindsay 620-6512).

- H-2.** AUTHORIZE the city manager to select and enter into a contract with a consulting firm to be determined following a competitive procurement process, in an amount not to exceed \$50,000, to develop and administer promotional tests for Police Captain, Police Lieutenant and Police Sergeant, with the final form of the contract approved by the City Attorney - Human Resources Management Department (Leslie Knight 620-6600).
- H-3.** ADOPT an ordinance (second reading) requiring the City of Richmond to manage pests using Integrated Pest Management principles and techniques at City-maintained properties and facilities - Public Works Department (Yader A. Bermudez 231-3008). **This item was continued from the July 17, 2012, meeting.**
- H-4.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Chapter 2.43 entitled "Matching Public Funding of Richmond Election Campaigns" to limit to \$40,000 the total amount of contributions a candidate may accept if that candidate receives public matching funds from the City of Richmond - City Attorney's Office (Bruce Reed Goodmiller 620-6509). **This item was continued from the July 17, 2012, meeting.**

**I. PUBLIC HEARINGS**

- I-1.** ACCEPT the report of the Wastewater Project Manager (Director of Public Works) and ADOPT the resolution allowing the sanitary and storm sewer fees to be collected on the annual 2012-2013 tax rolls - Engineering Services Department (Chad Davisson 620-5486).

**J. ORDINANCES**

- J-1.** INTRODUCE an ordinance (first reading) amending the Richmond Municipal Code by adding Chapter 2.39 thereto to regulate contributions by parties and participants to entitlement proceedings, and to require that the Mayor and City Councilmembers disqualify themselves from participating in such proceedings where they have received more than \$250 from parties and participants to the proceeding in the previous twelve months - City Attorney's Office (Bruce Reed Goodmiller 620-6509). **This item was continued from the July 17, 2012, meeting.**
- J-2.** INTRODUCE an ordinance (first reading) repealing Chapter 14.72 of the Richmond Municipal Code pertaining to the solicitation of vehicle occupants - City Attorney's Office (Bruce Reed Goodmiller 620-6509). **This item was continued from the July 17, 2012, meeting.**

**K. STUDY SESSION**

**K-1.** RECEIVE a presentation regarding Port Operations and Financial Performance - Vice Mayor Rogers (867-5725).

**L. COUNCIL AS A WHOLE**

**L-1.** PROVIDE direction to staff regarding the use of \$669,000 in funding to be received by the City of Richmond resulting from the consent decree settling the Cosco Busan Oil Spill litigation. Staff is recommending that \$235,000 of these funds be used to complete the Shipyard 3/Brickyard Cove Bay Trail Gap Closure, and that \$434,000 be used to partially fund the Marina Bay Trail Rehabilitation Project - Public Works Department (Yader A. Bermudez 231-3008).

**L-2.** RECEIVE a status report from Engineering on the paving of Barrett Avenue and Cutting Boulevard - Councilmember Boozé (620-6593). **This item was continued from the July 17, 2012, meeting.**

**L-3.** CONSIDER joining Common Cause and the League of Women Voters in opposing the "Special Exemptions Act" which has qualified for the November 2012 ballot and would severely limit the voice of unions but place no similar restrictions on corporate/business interests, and is therefore not evenhanded political reform - Vice Mayor Rogers (620-6581). **This item was continued from the July 10 and 17, 2012, meetings.**

**L-4.** RECEIVE a report from staff regarding the contractual compliance of Salt Water Construction on the Marina Bay Yacht Harbor Maintenance Dredging Project - Councilmember Boozé (620-9563).

**L-5.** RECEIVE a report from the city attorney regarding prohibited use of public resources including public facilities such as the Council Chambers for campaign activities, including prohibiting campaign speeches at Council meetings - City Attorney/City Clerk's Offices (Bruce Reed Goodmiller/Diane Holmes 620-6509/620-6514).

**M. 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.*