



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

**AGENDA
Tuesday, October 2, 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).

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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
(Initiation of litigation pursuant to Subdivision (c) of Government Code Section 54956.9):

One case

REGULAR MEETING OF THE 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. AGENDA REVIEW**
- F. OPEN FORUM FOR PUBLIC COMMENT**
- 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 contract amendment with V.W. Housen and Associates for the evaluation and technical review of the City's Wastewater Operations, Capital Improvement Projects, and the East Bay Municipal Utility District Feasibility Study regarding long-term wastewater operations in the amount of \$89,750 for a total contract amount not to exceed \$99,750 - Engineering Services Department (Alan Wolken/Mary Phelps 621-1269).
 - H-2.** APPROVE a contract with Contra Costa College for an enhanced EMT-135 training course in an amount not to exceed \$50,000, funded by Contra Costa County Measure H - Fire Department (Chief Michael Banks 307-8041).
 - H-3.** APPROVE the minutes of the September 11, 13, and 18, 2012, meetings - City Clerk's Office (Diane Holmes 620-6513).
 - H-4.** ADOPT an ordinance (second reading) setting the tax rate for the Tax Override Pension Fund for Fiscal Year 2012-13 at 0.14% - Finance Department (James Goins 620-6740/Antonio Banuelos 620-6741).

- H-5.** APPROVE the city manager's response to Grand Jury Report No. 1209 entitled, "City Retirement Plans, An Unsustainable Benefit?," and submittal of the response to the foreperson of the Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).
- H-6.** APPROVE the city manager's response to Grand Jury Report No. 1213 entitled, "Financial Transparency With Meaning?," and submittal of the response to the foreperson of the Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).
- H-7.** APPROVE a contract with Evolve Discovery to provide collection, processing, and initial review of documents (mainly e-discovery) for pending federal court litigation against the City by Upstream Point Molate, LLC and the Guidiville Band of Pomo Indians, in an amount not to exceed \$75,000 and with a term of July 1, 2012, to June 30, 2013 - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
- H-8.** APPROVE a contract with City Data Services for \$48,000 to provide monitoring and reporting services for the HOME and Community Development Block Grants (CDBG). This contract is funded 100% through Federal grants; no General Fund allocation will be necessary; \$24,000 will come from HOME administrative funds, and \$24,000 will come from CDBG administrative funds - Housing and Community Development (Patrick Lynch 307-8140).
- H-9.** APPOINT Mayor McLaughlin as an alternate to the Marin Energy Authority Board - Mayor McLaughlin (620-6503).

I. RESOLUTIONS

- I-1.** ADOPT a resolution directing staff to ensure that Chevron uses the highest standards and best technology in the repair of their crude unit and expressing City Council expectations from Chevron subsequent to the August 6, 2012, refinery fire - Mayor McLaughlin (620-6503) and Councilmember Beckles (620-6581).

J. COUNCIL AS A WHOLE

- J-1.** RECEIVE a status report from staff on the Easy Go Transportation Project - Vice Mayor Rogers (867-5725).

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J-2. CONSIDER directing the city manager to send a letter to Chevron requesting that Chevron consider a long-term investment in a Technology Campus at Marina Bay - Vice Mayor Rogers (867-5725).

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

L. 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.