



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

**AGENDA
Tuesday, December 4, 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**

COMMUNICATION ACCESS INFORMATION:

This meeting is being held in a wheelchair accessible location.

To request disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact Bruce Soublet, ADA Coordinator, at (510) 620-6509 at least three business days before the meeting date.

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).

**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. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

G-1. PROCLAMATION declaring December 10, 2012, Human Rights Day in the City of Richmond - Mayor McLaughlin (620-6503).

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 a three-year contract with Willdan Financial Services to provide professional services related to the administration of the Hilltop Landscape Maintenance District and the Marina Bay Landscape and Lighting Maintenance District, in an amount not to exceed \$43,500 and for a contract term from December 5, 2012, to December 31, 2015 - Public Works Department (Yader A. Bermudez 231-3008).

I-2. APPROVE a Lease Agreement between the Port of Richmond and Oscar Niemeth Towing for a portion of Basin 3 for a one-year term effective December 15, 2012, with provision for four one-year extensions by mutual agreement, and providing annual revenues of \$54,000 - Port Department (Jim Matzorkis 215-4600).

Tuesday, December 4, 2012

- I-3.** APPROVE an agreement with Institute of Museum and Library Services (IMLS) and AUTHORIZE the Library and Cultural Services Director to ACCEPT a grant in the amount of \$50,000. APPROVE an amendment to the Fiscal Year 2012-2013 Operating Budget, increasing library fund revenue and expenditures in the amount of \$50,000 - Library and Cultural Services Department (Katy Curl 620-6554).
- I-4.** ADOPT a resolution to accept and appropriate a grant in the amount of \$596,226, received from the Department of Homeland Security/FEMA, to purchase a new police boat and docking system - Police Department (Chief Chris Magnus 621-1802).
- I-5.** APPROVE the city manager's response to the 2012-2013 Contra Costa Civil Grand Jury's request for financial information and documents included in a letter dated October 30, 2012, and submittal of a letter to the Grand Jury Foreperson on behalf of the Richmond City Council - City Manager's Office (Bill Lindsay 620-6512).
- I-6.** APPROVE a tentative agreement between the City of Richmond and Richmond Police Management Association (RPMA) that shall be effective from July 1, 2012, through and including December 31, 2013 - Human Resources Management Department (Leslie Knight 620-6600).
- I-7.** APPROVE a contract with the firm of Morrison & Foerster, LLP to provide legal services to the Port of Richmond regarding the Zhoushan Port Project and related auto distribution facility matters at the Port of Richmond, in an amount not to exceed \$75,000, with a term expiring December 31, 2013 - City Attorney's Office/Port of Richmond (Bruce Reed Goodmiller 620-6509/Jim Matzorkis 215-4600).
- I-8.** APPROVE a three-year contract with Pacific Park Management (PPM) to provide parking management services at the 12th Street and Nevin Avenue garage and surface parking lot in Downtown Richmond in an amount not to exceed \$10,000 for a term of December 1, 2012, through December 31, 2015 - City Manager's Office (Bill Lindsay 620-6512).

- I-9.** APPROVE the following appointments and reappointments: Workforce Investment Board: James Fitzgibbon, new appointment, no fixed term; Haidee Foust, no fixed term; Community Development Commission: Maxine Henagan, incumbent, term expiring March 21, 2015; Point Molate Citizen Advisory Commission: Joe Puleo, new appointment, term expiring December 4, 2014; Commission on Aging: Barbara Scott, incumbent, term expiring May 19, 2014; Planning Commission: Andres Soto, incumbent, term expiring June 30, 2014; Ben Choi, incumbent, term expiring June 30, 2014 - Mayor McLaughlin (620-6503).
- I-10.** APPROVE the minutes of the November 13, 20, and 27, 2012, meetings - City Clerk's Office (Diane Holmes 620-6513).

J. ORDINANCES

- J-1.** ADOPT an emergency ordinance amending Richmond Municipal Code (RMC) Chapter 6.02 Building Regulations Administrative Code Sections 6.02.130 (b) and (d) regulating Appeals Board appointments and adding an exception to time period for filing appeals - Councilmember Tom Butt (236-7435) and Mayor McLaughlin (620-6503).
- J-2.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Section 2.50 (Business Opportunity Ordinance), extending the expiration date to December 31, 2016, and making other technical amendments - Employment and Training Department (Sal Vaca 307-8006).
- J-3.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Sections 9.20.150 and 9.20.155 to increase the solid waste collection rates to reflect a 3.19% change in the Consumer Price Index (CPI) - Finance Department (James Goins/Antonio Banuelos 620-6741).

K. COUNCIL AS A WHOLE

- K-1.** RECEIVE a report from staff on the repairs at the Richmond Natatorium - Councilmember Booze (620-6593).
- K-2.** ADOPT a resolution directing city staff to create an ordinance allowing Point Richmond and any other C-1 district whose residents are in favor of such a policy to prohibit additional formula restaurants - Councilmember Ritterman (620-6581).

Tuesday, December 4, 2012

K-3. CONSIDER adopting a process to increase public participation in the Chevron crude unit replacement permit - Vice Mayor Rogers (867-5725) and Councilmember Butt (236-7435).

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. 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.