



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

**AGENDA
Tuesday, March 19, 2013**

**Mayor
Gayle McLaughlin**

**Vice Mayor
Courtland "Corky" Boozé**

Councilmembers

Nathaniel Bates
Jovanka Beckles
Thomas K. Butt
Jael Myrick
Jim Rogers

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 Souplet, 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).

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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 REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8):

Property: General Warehouse, Port of Richmond
Agency Negotiators: Bill Lindsay and Jim Matzorkis
Negotiating Parties: MSH Group; Golden Solar Power Group
Under Negotiation: Price and Terms of Payment

**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 with McNabb Construction, Inc. for the rehabilitation of the existing shoreline pedestrian lighting system along a segment of the Marina Bay Trail in an amount not to exceed \$175,000. The term of the contract is from March 20, 2013, to December 31, 2013 - Public Works Department (Yader A. Bermudez 231-3008).
 - H-2. APPROVE a contract with Bartel Associates, LLC in an amount not to exceed \$80,000, for actuarial valuation services associated with the administration of post-retirement medical benefits and three retirement funds, including \$40,000 for valuations as of July 2011, and \$40,000 for July 2013 - Finance Department (James Goins/Tracey Lovely 620-6750).
 - H-3. APPROVE a contract with Malachi Paving & Grading for the project to construct Miscellaneous Concrete Repairs for Fiscal Years 2012/13 - 2013/14 in the amount of \$558,500 - Engineering Services Department (Alan Wolken/Andy Yeung 307-8108).

- H-4.** APPROVE a fifth amendment to the legal services agreement with Holland & Knight, LLP for legal representation in connection with the Revised Environmental Impact Report for the Chevron Revised Renewal Project increasing the payment limit by \$1,500,000 (to be paid by Chevron, the project applicant), extending the term of the agreement to December 31, 2014, and adding a provision requiring that Holland & Knight LLP indemnify the City - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
- H-5.** APPROVE the eighth amended contract with eCivis Incorporated, commencing April 1, 2013, and ending March 31, 2014, for the annual subscription to a City-wide grant locator database to aid City departments in researching and applying for grants, increasing the contract amount by \$22,150 to a total amount of \$232,675 - City Manager's Office (Bill Lindsay 620-6512).
- H-6.** REJECT all bids received for the Barrett Avenue Bike Lanes - Garrard Boulevard to San Pablo Avenue Project and authorize a call for new bids - Engineering Services Department (Alan Wolken/Tawfic Halaby 621-1612).
- H-7.** ADOPT a resolution authorizing placement of liens and special assessments for unpaid garbage collection service fees on County property tax records - Finance Department (James Goins/Antonio Banuelos 620-6741).
- H-8.** APPROVE a contract with McNabb Construction Inc. to relocate the current play equipment from Elm Play Lot to Lucas Park, as well as install additional new equipment and make improvements to the surrounding hardscape at Lucas Park, in an amount not to exceed \$90,000. The term of the contract is from March 20, 2013, to December 31, 2013 - Public Works Department (Yader A. Bermudez 231-3008).
- H-9.** APPROVE a one-year contract extension with United Site Services in an amount not to exceed \$19,500 to provide portable restroom service at John F. Kennedy Park (JFK), Booker T. Anderson Park (BTA), Elm Play Lot, and at the Marina. The total amount under the contract is increased to \$59,900, and the term is extended to June 30, 2014 - Public Works Department (Yader A. Bermudez 231-3008).
- H-10.** APPROVE an amendment to the contract with the Oakland Private Industry Council to process Individual Training Accounts for the Workforce Investment Act (WIA) program participants, increasing the amount by \$252,637 for a total not to exceed \$726,187, and extending the term through June 30, 2013 - Employment and Training Department (Sal Vaca 307-8006).

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- H-11.** REVIEW the staff recommendation, and direct staff to prepare a two-year budget, in lieu of an annual budget, beginning July 1, 2013 - Finance Department (James Goins 620-6740).
- H-12.** ADOPT a resolution authorizing the city manager to execute a Public Highway Overpass Crossing Agreement among the East Bay Regional Park District, Union Pacific Railroad Company (UPRR) and the City of Richmond for the easement rights, construction, maintenance and use of the proposed Atlas Road Bridge over UPRR's rail corridor - Engineering Services Department (Alan Wolken/Steven Tam 307-8112).
- H-13.** APPROVE a one-year contract extension with D.M.G. Janitorial Services in an amount not to exceed \$25,200 for restroom cleaning services at Jay & Barbara Vincent Park, Shimada Park, Lucretia Edwards Park, Nevin Park, Nicholl Park, Martin Luther King Jr. Park (MLK), and the North Richmond Ballfield. The contract term will be from July 1, 2013, to June 30, 2014 - Public Works Department (Yader A. Bermudez 231-3008).
- H-14.** ADOPT an ordinance (second reading) amending Chapter 6.38 of the Richmond Municipal Code requiring the registration of vacant buildings in the City - Police Department and City Attorney's Office (Chief Chris Magnus 621-1802).
- H-15.** APPROVE the minutes of the February 19, 2013, regular meeting, the February 26, 2013, special meeting, the March 5, 2013, regular meeting, and the March 11, 2013, special meeting - City Clerk's Office (Diane Holmes 620-6513).
- H-16.** ADOPT an ordinance (second reading) amending the wages, salary, and compensation for the classification of Risk Manager (Salary Range No. 071A: \$9,240 - \$11,232/month) (increase of 3.3%) - Human Resources Management Department (Leslie Knight 620-6600).
- H-17.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new classification of Source Control Superintendent (Salary Range No. 064D: \$7,277 - \$8,829/month) - Human Resources Management Department (Leslie Knight 620-6600).
- H-18.** DIRECT the city manager to send a letter to the State Capitol in support of AB 763 (Buchanan) which strengthens the response to aquatic weeds in the Delta and lays foundation for invasive plant programs at the Department of Fish & Wildlife - Councilmember Butt (236-7435).

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- H-19.** ADOPT a resolution authorizing an application for grant funds from the California Department of Transportation's Transportation Planning Grant Programs to complete the Richmond Safe Routes to Schools Master Plan, and authorizing the city manager to execute a fund transfer agreement with the California Department of Transportation, if grant funds are awarded - Planning and Building Services Department (Richard Mitchell 620-6706).
- H-20.** APPROVE the following appointments and reappointments: Design Review Board: Michael Woldemar, incumbent, term ending March 17, 2015; Eileen Whitty, incumbent, term ending March 17, 2015; Historic Preservation Commission: Donald Bastin, incumbent, term expiring December 2, 2016; Richmond Housing Advisory Commission: Marva Diane Lyons, new appointment, term ending March 19, 2015; Point Molate Community Advisory Committee: Paul Carman, new appointment, term ending March 19, 2015 - Mayor McLaughlin (620-6503).
- H-21.** APPROVE the appropriation of \$12,789 in fire watch standby fees received from IMTT Richmond as reimbursement to the City for the cost of overtime services in the Fire Prevention and Emergency Operations' Fiscal Year 2012-13 operating budget - Fire Department (Chief Michael Banks 307-8041).
- H-22.** APPROVE a contract amendment with Western Machinery Electric, Inc. for the preventive maintenance and repairs for all City emergency generators, increasing the contract amount by \$15,000 to a total amount of \$22,000, and maintaining the term ending June 30, 2103 - Public Works Department (Yader A. Bermudez 231-3008).
- H-23.** APPROVE an emergency contract with Bay Hawk Inc. in the amount of \$25,000, to provide payment for urgent repairs that were completed at various City locations, and to provide a contingency for other unforeseen conditions requiring similar urgent contracted response - Public Works Department (Yader A. Bermudez 231-3008).
- H-24.** RECEIVE the monthly report on the Richmond Municipal Sewer District for February 2013 - Councilmember Butt (236-7435).

I. RESOLUTIONS

I-1. ADOPT a resolution declaring support by the City of Richmond for the Saffron Strand 2013 Conference "Developing the Homeless Workforce: What Will It Take?" taking place June 17-18, 2013 at the Richmond Auditorium, and authorize a \$5,000 co-sponsorship of the event - Mayor McLaughlin (620-6503) and Councilmembers Beckles and Myrick (620-6581).

J. COUNCIL AS A WHOLE

J-1. AUTHORIZE the city manager to solicit proposals and begin the planning process for a branding, marketing and implementation study for Richmond - Councilmembers Butt and Rogers (620-6581).

J-2. AUTHORIZE the city manager to initiate a process to produce a Climate Action Plan for Richmond, including scheduling for completion this year, assigning staff, soliciting proposals from consultants, budgeting in Fiscal Year 2013-2014 and continuing to search and apply for grants - Councilmember Butt (236-7435) and Mayor McLaughlin (620-6503).

J-3. DISCUSS and give direction to staff to take actions to attempt to bring the Health Exchange Call Center and its 220 jobs to Richmond - Councilmembers Rogers, Bates, and Myrick (620-6861).

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.