



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

**AGENDA
Tuesday, June 4, 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 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).

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 LABOR NEGOTIATORS (Government Code Section 54957.6):

Agency designated representatives: Bill Lindsay, Jack Hughes, Bruce Soublet, and Lisa Stephenson
Employee organization: International Federation of Professional and Technical Employees (IFPTE), Local 21

- A-2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8):

Property: Port of Richmond General Warehouse
Agency negotiator(s): Bill Lindsay and Jim Matzorkis
Negotiating parties: Golden Solar Power Group and MSH Group
Under negotiation: Price and terms of payment

- A-3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6):

Title: City Clerk

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REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

- A. PLEDGE TO THE FLAG**
- B. ROLL CALL**
- C. STATEMENT OF CONFLICT OF INTEREST**
- D. AGENDA REVIEW**
- E. OPEN FORUM FOR PUBLIC COMMENT**
- F. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- G. CITY COUNCIL CONSENT CALENDAR**
 - G-1.** APPROVE a legal services agreement with Renne Sloan Holtzman & Sakai, LLP for advice regarding general municipal law matters and elections law assistance, in an amount not to exceed \$30,000, with a term expiration of June 30, 2014 - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
 - G-2.** APPROVE a legal services agreement with Colantuono & Levin, P.C. for legal advice regarding options to increase revenues related to Proposition 218, and procedures required for implementation, in an amount not to exceed \$30,000, with a term expiration of June 30, 2014 - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
 - G-3.** APPROVE a two-year contract with Hadronex, Inc. for the on-going operation and support of six hydrogen sulfide and four sewer system level monitors, in an amount not to exceed \$70,000 - Engineering Services Department (Chad Davisson 620-5486).
 - G-4.** APPROVE a one-year contract with Recall Total Information Management, Inc. to provide legacy retention mapping and disposition of off-site document storage files and record retention schedule review and analysis in an amount not to exceed \$35,500; contract term June 5, 2013, to December 31, 2013 - City Clerk's Office/City Attorney's Office (Diane Holmes 620-6513/Bruce Reed Goodmiller 620-6509).

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- G-5.** ADOPT a resolution approving the 2012/13 - 2016/17 Five-Year Financial Plan - Finance Department (James Goins 620-6740).
- G-6.** APPROVE the purchase of carbine rifles from Professional Police Supply Inc., dba Adamson Police Supply, in an amount not to exceed \$50,000 - Police Department (Chief Chris Magnus 621-1802).
- G-7.** APPROVE a one-year software maintenance agreement with Kronos, Inc. for the Telestaff System that assists in managing overtime in the Police Department in an amount not exceed \$17,273.74 for the term from July 1, 2013, to June 30, 2014 - Police Department (Chief Chris Magnus 621-1802).
- G-8.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new classification of Community Services Technician II. The Personnel Board recommended the approval of the new classification at its April 25, 2013, meeting. The City Council approved the first reading of this item on May 21, 2013 - Human Resources Management Department (Lisa Stephenson 620-6600).
- G-9.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new classification of CCTV and Wireless Systems Specialist (Salary Range No. 063: \$6,734 - \$8,185). The Personnel Board recommended the approval of this new classification at its April 25, 2013, meeting, and the City Council approved the first reading of this item on May 21, 2013 - Human Resources Management Department (Lisa Stephenson 620-6600).
- G-10.** ADOPT a resolution amending the City of Richmond's Position Classification Plan to add the new classification of CCTV and Wireless Systems Specialist. This will eliminate the need for an outside contractor to do this work and save the City more than \$150,000. The new position was approved by the City Personnel Board at its April 25, 2013 - Human Resources Management Department (Lisa Stephenson 620-6600).
- G-11.** APPROVE a purchase with Omega Pacific Electric Supply, Inc. to provide 14 - 40ft galvanized street light poles for the Richmond Parkway in an amount not to exceed \$26,500 - Public Works Department (Yader A. Bermudez 231-3008).
- G-12.** APPROVE a contract with Kevin W. Harper, CPA to conduct an internal audit of the Marina Lease Agreement in an amount not to exceed \$19,920 - Finance Department (James Goins 620-6740).

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- G-13.** APPROVE the purchase of fitted AS-501 threat level IIIA ballistic helmets, to replace existing Police Department equipment, from Armor Source, LLC, in an amount not to exceed \$18,000 - Police Department (Chief Chris Magnus 621-1802).
- G-14.** APPROVE the minutes of the March 26, 2013, Special Richmond City Council Meeting; March 26, 2013, Special Joint Richmond City Council and West Contra Costa Unified School District Meeting; April 16, and May 7, 2013, Regular Richmond City Council Meetings - City Clerk's Office (Diane Holmes 620-6513).
- G-15.** APPROVE the following appointments and re-appointments: Design Review Board: Brenda Munoz, incumbent, term expiring August 1, 2015; Point Molate Advisory Committee: Dorothy Gilbert, incumbent, term expiring May 30, 2015; Pam Stello, incumbent, term expiring May 30, 2015; Glenn Stephenson, new appointment, term expiring May 30, 2015; Police Commission: Yenny Velazquez, new appointment, term expiring November 1, 2016; Human Rights and Human Relations: Carole Johnson, new appointment, term expiring March 30, 2016 - Mayor McLaughlin (620-6503).

Should any of the following continued items be removed from the Consent Calendar, they will be heard immediately following the approval of the Consent Calendar. All other items removed from the Consent Calendar will be placed at the end of the agenda for consideration.

- G-16.** APPROVE Amendment No. 6 to the Kronick Moskowitz legal services agreement for legal representation related to the City of Richmond's intervention in the Chevron property tax appeal litigation, increasing the amount by \$300,000 to a total amount of \$800,000 - City Attorney's Office (Bruce Reed Goodmiller 620-6509). **This item was continued from the May 21, 2013, meeting.**
- G-17.** APPROVE the following appointment and re-appointments: Point Molate Advisory Committee: Eileen Whitty, incumbent, term expiring May 30, 2015; Jeanne Kortz, incumbent, term expiring May 30, 2015; Economic Development Commission: Ann Roulac, new appointment, term expiring March 30, 2016 - Mayor McLaughlin (620-6503). **This item was continued from the May 21, 2013, meeting.**

H. PUBLIC HEARINGS

- H-1.** ADOPT a resolution on the proposed increase, 2.45% based on Consumer Price Index inflation, in annual assessments for the Hilltop Landscape Maintenance District for the 2013-2014 Fiscal Year - Public Works Department (Yader A. Bermudez 231-3008).

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- H-2.** ADOPT a resolution on the proposed increase, 3% based on Consumer Price Index inflation, in annual assessments for the Marina Bay Landscaping and Lighting Maintenance District for the 2013-2014 Fiscal Year - Public Works Department (Yader A. Bermudez 231-3008).
- H-3.** **CONTINUE to June 18, 2013**, a public hearing to approve the transfer of Richmond Compassionate Care's permit from a C-3 zone to a C-2 zone to continue to operate as a medical marijuana collective at 425 South 2nd Street in substantial compliance with the application submitted on or about May 2, 2011, and again on April 16, 2013 - Police Department (Chief Chris Magnus 621-1802).
- H-4.** **CONTINUE to June 18, 2013**, a public hearing to rename 15th Street between Nevin Plaza and Macdonald Avenue to Village Lane - City Clerk's Office (Diane Holmes 620-6514).

I. RESOLUTIONS

- I-1.** ADOPT a resolution in support of the California Senate Life Act Bills, and authorize the city manager to send a letter urging support by the California Legislature and the governor - Councilmember Butt (236-7435), Mayor McLaughlin (620-6503), and Councilmember Beckles (620-6568). **This item was continued from the May 21, 2013, meeting.**

J. ORDINANCES

- J-1.** ADOPT an urgency ordinance declaring a 45-day moratorium on the acceptance, processing, and approval of applications for Second-Hand Dealers, including but not limited to "Cash for Gold" businesses in any zoning district within the City - Planning and Building Services Department (Richard Mitchell 620-6706). **This item was continued from the May 21, 2013, meeting.**

K. COUNCIL AS A WHOLE

- K-1.** CONSIDER a ban on alcohol billboards near schools in Richmond - Councilmembers Rogers (857-5725), Beckles (620-6568), and Myrick (620-6861). **This item was continued from the May 7 and 21, 2013, meetings.**
- K-2.** DISCUSS and provide direction to staff regarding items placed on the City Council Agenda - Vice Mayor Boozé (620-6593) and Councilmember Bates (620-6743). **This item was continued from the May 21, 2013, meeting.**

- K-3.** DISCUSS and provide direction to staff regarding complaints from PG&E rate payers experiencing difficulty with opting out of the Marin Clean Energy Program - Vice Mayor Boozé (620-6593). **This item was continued from the May 21, 2013, meeting.**
- K-4.** DISCUSSION and direction to the city manager to present a plan and a funding source to demolish the Petromark building - Councilmember Rogers (867-5725). **This item was continued from the May 28, 2013, meeting.**
- K-5.** RECEIVE a presentation and provide direction to staff regarding the coordination of a retreat for the Richmond City Council - Councilmember Bates (620-6743). **This item was continued from the May 28, 2013, meeting.**
- K-6.** CONSIDER amending the City Council Meeting procedures to make Council meetings more accessible for the public and more efficient by: (1) instituting a three-month pilot program of having timed items; (2) moving advisory items to the third Tuesday meeting; and by (3) having a special period near the start of the meeting to discuss all items held over from the last meeting - Councilmember Rogers (867-5725). **This item was continued from the May 28, 2013, meeting.**
- K-7.** CONSIDER support of the TRUST Act (AB 4-Ammiano), and direct the city clerk to send a letter of support from the City Council to Governor Brown - Mayor McLaughlin (620-6503) and Councilmember Beckles (620-6568).
- K-8.** DIRECT the city manager to present a plan which would phase in a drastic reduction, or elimination, of providing City cars to employees - Councilmember Rogers (867-5725).

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.