



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

**AGENDA  
Tuesday, December 17, 2013**

**Mayor**  
Gayle McLaughlin

**Vice Mayor**  
Courtland “Corky” Boozé

**Councilmembers**

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

**Housing Authority Tenant Commissioners**

Helen Hall  
Jackie Thompson

---

**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).

\*\*\*\*\*

**OPEN SESSION TO HEAR PUBLIC COMMENT  
ON CLOSED SESSION ITEMS**

6:00 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. LIABILITY CLAIMS - (Government Code Section 54956.9):**

Claimant: John Wade

Agency claimed against: City of Richmond

Claimant: Kendall Baggett

Agency claimed against: City of Richmond

**SPECIAL MEETING OF  
THE 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. AGENDA REVIEW**

**F. HOUSING AUTHORITY CONSENT CALENDAR**

**F-1.** ADOPT a resolution authorizing the executive director to execute a contract with State Roofing Services Inc., the successful bidder, to renovate the roof at the Hacienda Senior/Disabled Public Housing development for \$347,307 (This item was reviewed and recommended for approval by the Housing Advisory Commission) - Housing Authority (Tim Jones 621-1310).

**F-2.** APPROVE the minutes of the December 3, 2013, meeting - City Clerk's Office (Diane Holmes 620-6513).

**G. ADJOURNMENT**

**REGULAR MEETING OF THE SUCCESSOR AGENCY TO THE  
RICHMOND COMMUNITY REDEVELOPMENT AGENCY AND  
THE RICHMOND CITY COUNCIL**

6:30 p.m.

- A. ROLL CALL**
- B. STATEMENT OF CONFLICT OF INTEREST**
- C. AGENDA REVIEW**
- D. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND  
NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION**
- E. OPEN FORUM FOR PUBLIC COMMENT**
- F. SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY  
REDEVELOPMENT AGENCY CONSENT CALENDAR**
  - F-1.** DIRECT staff to design and implement a program to mitigate negative economic impacts due to the construction of the Officer Bradley A. Moody Memorial Underpass Project, and AUTHORIZE the expenditure of funds available in the Project Owner's Reserve for mitigation of negative economic impacts - Successor Agency to the Richmond Community Redevelopment Agency (Patrick Lynch/Chadrick Smalley 307-8091).
- G. CITY COUNCIL CONSENT CALENDAR**
  - G-1.** ADOPT a resolution amending the City of Richmond's Conflict of Interest Code - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
  - G-2.** APPROVE a contract with DP Security, LLC to provide security services at 440 Civic Center Plaza and 450 Civic Center Plaza for the period of January 1, 2014, to December 31, 2016, for a total contract amount not to exceed \$1,330,088.28 for the three-year term, and appropriate funds in the Fiscal Year 2013/14 and Fiscal Year 2014-15 budgets to cover the cost of the contract - City Manager's Office (Bill Lindsay/Craig Murray 620-6512).
  - G-3.** ADOPT a resolution accepting and appropriating \$100,774 into the City's Fiscal Year 2013-15 budget from the Metropolitan Transportation Commission (MTC) New Freedom Grant Program, which supports the Title VI nondiscrimination laws and regulations for disabled persons and seniors, and committing in-kind City services with a total value of \$100,774 as a local funding match - City Manager's Office (Bill Lindsay 620-6512).

- G-4.** APPROVE the purchase of one replacement Aluma Flatbed Trailer from TurfStar for use by the Public Works Department Parks Division in an amount not to exceed \$14,000 - Public Works Department (Yader A. Bermudez 231-3008).
- G-5.** APPROVE a one - year lease between the Port of Richmond and the Hendrick Automotive Group for the temporary storage of vehicles at the parking lot located at the southeast corner of Harbour Way South and Hall Avenue, with three options to extend the lease for one year, each, with consent of both parties, providing annual revenue to the Port of \$40,950 - Port Department (Jim Matzorkis/Lucy Zhou 215-4600).
- G-6.** APPROVE a contract with Infrastructure Engineering Corporation to provide sewer flow monitoring data collection and reporting services in and around the Harbour and Wright overflow structure for a period of 12-months in an amount not to exceed \$65,780 - Engineering Services Department (Chad Davisson 307-8091).
- G-7.** APPROVE a grant-funded amendment to the construction contract with Turner Group Construction for construction and construction related services relating to the renovation of Elm Play Lot and community building, expanding the scope of work to include additional park and building components, increasing the amount by \$89,500 for a total contract amount of \$1,335,436, and maintaining the contract term ending June 30, 2014 - Public Works Department (Yader A. Bermudez 231-3008).
- G-8.** ADOPT a resolution to accept and appropriate \$50,000 from the Association of Bay Area Governments, San Francisco Bay Trail Project funds, for the Marina Bay Park Restroom Project - Public Works Department (Yader A. Bermudez 231-3008).
- G-9.** APPROVE a Third Amendment to the Construction Agreement with Alten Construction (Alten) to complete the fire suppression system upgrades for the Riggers Loft/Operations and Security Center (OSC) Project at Point Potrero Marine Terminal in the amount of \$400,000 - Port Department (Jim Matzorkis 215-4600).
- G-10.** APPROVE a contract with Nichols Engineering Consultants (Nichols) to provide annual surveys, reports, investigations, inspections and work plans for the OU1 and OU2 areas at Point Potrero Marine Terminal (PPMT) according to the DTSC Operations and Maintenance Plan in an amount not-to-exceed \$65,695 and for a term ending December 31, 2015 - Port Department (Jim Matzorkis 215-4600).

- G-11.** ADOPT a resolution authorizing the City of Richmond to accept and appropriate \$396,358 in grant funding from the Contra Costa County Health Services Hazardous Materials Division, and APPROVE an agreement with the Contra Costa County Health Services Hazardous Materials Division in support of the Fire Department's Hazardous Material Response Program for the term from July 1, 2013, to June 30, 2015 - Fire Department (Chief Michael Banks 307-8041).
- G-12.** ADOPT a resolution authorizing the City of Richmond to accept and appropriate \$329,748 in grant funding from the Contra Costa County Health Services Hazardous Materials Division, and APPROVE an agreement with the Contra Costa County Health Services Hazardous Materials Division in support of the Fire Department's Hazardous Materials Response Program for a term from July 1, 2013, to June 30, 2015 - Fire Department (Chief Michael Banks 307-8041).
- G-13.** APPROVE the purchase of an aerial/bucket truck in an amount not to exceed \$87,478.02, to be used by the Police Department's CCTV technician for continuous maintenance, repair, and installation of all wireless camera devices - Police Department (Chief Chris Magnus 621-1802).
- G-14.** ACCEPT and appropriate the 2013/2014 grant from the California Office of Traffic Safety (OTS) in the amount of \$37,400 to fund sobriety checkpoints aimed at reducing the number of victims killed and injured in alcohol-involved crashes - Police Department (Chief Chris Magnus 621-1802).
- G-15.** REJECT all eight bids for construction of the Marina Restroom Facility, and authorize staff to review and revise contract specifications and call for new bids - Public Works Department (Yader A. Bermudez 231-3008).
- G-16.** RECEIVE a report regarding the results of the sale of the City's Fiscal Year 2013/14 Tax and Revenue Anticipation Notes in accordance with City Council policy - Finance Department (James Goins 620-6740).
- G-17.** APPROVE a contract with Anovo Systems, LLC to provide software and technical support for a web-based labor compliance monitoring software and technical support system to track compliance with the City's Local Employment Program and the Business Opportunity ordinances in an amount not to exceed \$74,000 for the contract term from February 1, 2014, through January 31, 2016, with an option for a two-year extension - Employment and Training Department (Sal Vaca/Gina Baker 307-8011).
- G-18.** APPROVE the minutes of the November 19, 2013, regular meeting, and the November 26, 2013, special meeting - City Clerk's Office (Diane Holmes 620-6513).

- G-19.** ADOPT an ordinance (second reading) adjusting and setting the fees as proposed in the Fire Department fee schedule with an effective date of January 1, 2014 - Fire Department (Chief Michael Banks 307-8041).
- G-20.** ADOPT an ordinance (second reading) amending Chapter 2.62 of the Municipal Code of the City of Richmond giving authority to the Fire Department to issue administrative citations for fire code violations - Fire Department (Chief Michael Banks 307-8041).
- G-21.** ADOPT an ordinance (second reading) to amend Richmond Municipal Code 9.56 to include electronic cigarettes in the smoking regulations - Councilmembers Butt (236-7435), Rogers (867-5725), and Myrick (620-6636).
- G-22.** APPROVE a second amendment to the contract with Holland & Knight LLP for the continuation of federal and state advocacy services, increasing the amount by \$180,000 and extending the term to December 31, 2014 - City Manager's Office (Bill Lindsay 620-6512).
- G-23.** ADOPT a resolution approving and authorizing the executive director to execute a Second Amendment to the Soil Remediation Agreement with Eagle Environmental Construction (EEC) for soil remediation activities at the Miraflores Housing Development site, increasing the contract amount by \$340,000 for a total contract amount not to exceed \$1,540,000 (This item was reviewed and recommended for approval by the Finance Committee at its December 6, 2013, meeting) - Housing and Community Development (Patrick Lynch 307-8140).
- G-24.** APPROVE a reimbursement to California Oils Corporation (Cal-Oils) for allowable wharf and docking system repairs to their leased facility at Terminal 2 in the amount of \$200,765 (This item was reviewed and recommended for approval by the Finance Committee at its December 6, 2013, meeting) - Port Department (Jim Matzorkis 215-4600).
- G-25.** APPROVE a contract with Nichols Consulting Engineers to provide technical and budgetary oversight concerning environmental remediation activities at Point Molate in an amount not to exceed \$187,500 (paid from the remediation account funded by the United States Navy) for a contract term commencing July 1, 2013, and ending December 31, 2014 (This item was reviewed and recommended for approval by the Finance Committee at its December 6, 2013, meeting) - Engineering Services Department (Alan Wolken/Craig Murray 307-8091).

- G-26.** APPROVE a Memorandum of Understanding (MOU) between the City of Richmond and the Richmond Police Activities League (RPAL) to subsidize RPAL staff and programs as approved in the City's 2013/15 budget, ensuring that academic, athletic, and life-skills services offered by RPAL will continue for the period July 1, 2013, through June 30, 2015, in an amount not to exceed \$600,000, \$300,000 annually for two years (This item was reviewed and recommended for approval by the Finance Committee at its December 6, 2013, meeting) - Police Department (Chief Magnus 621-1802).
- G-27.** RECEIVE a monthly report on the Richmond Municipal Sewer District for November 2013 - Engineering Services Department (Chad Davisson 307-8091).
- G-28.** ADOPT a resolution revising the City's Authorized Broker/Dealer list to allow broker/dealers to offer the City investment instruments in accordance with Government Code Section 53601 - Finance Department (James Goins 620-6740).
- G-29.** APPROVE the City Manager's response to Grand Jury Report No. 1302 entitled, "Outsourcing Municipal Services", and submittal of the response to the foreperson of the 2012/2013 Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).
- G-30.** APPROVE the City Manager's response to Grand Jury Report No. 1308 entitled, "Encouraging Citizens to Apply for Grand Jury Service", and submittal of the response to the foreperson of the 2012/2013 Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).
- G-31.** APPROVE the City of Richmond's response to Contra Costa County 2013/2014 Grand Jury's requests to questions regarding technology plans and expenses, and submittal of the response to the foreperson of the 2013/2014 Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).
- G-32.** APPROVE the City of Richmond's response to Contra Costa County 2013/2014 Grand Jury's letter regarding the City's training and policies for identifying and reporting abuse of minors, and submittal of the response to the foreperson of the 2013/2014 Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).

**Should the following continued item be removed from the Consent Calendar, it 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-33.** ADOPT a resolution to establish the definition of "Sensitive Position", as required by Section 2.65.030(H) of Ordinance No. 14-13 N.S., which bans the requirement to provide information of prior criminal convictions on all employment applications ("ban the box") - City Attorney's Office (Bruce Goodmiller 620-6509). **This item was continued from the November 5, 2013, meeting.**

**H. RESOLUTIONS - NOT EARLIER THAN 7:00 P.M.**

**H-1.** ADOPT a resolution approving certain guidelines for the Richmond CARES Program and restating our desire for staff to work towards a Joint Powers Authority for the purposes of implementing the Housing Recovery Program - Mayor McLaughlin (620-6503).

**I. COUNCIL AS A WHOLE - NOT EARLIER THAN 9:00 P.M.**

**I-1.** CONSIDER directing staff to prepare an ordinance amending Richmond Municipal Code Section 7.12, Bicycles and Bicycle Establishments, to encourage bicycle riding - Councilmember Beckles (620-6568).

**I-2.** RECEIVE a report and video presentation from Vice Mayor Boozé on the accomplishments of the trip to China, which also complies with AB1234 - Vice Mayor Boozé (620-6593).

**I-3.** RECEIVE a status report from the city manager on the return of 12 management vehicles, including a cost breakdown that details: (1) when the vehicles were purchased and the price of purchase; (2) mileage from purchase date to current date; and (3) the fuel used per car - Vice Mayor Boozé (620-6593).

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

**K. ADJOURNMENT**

\*\*\*\*\*

*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.*