



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, November 18, 2014

Link to City Council Agendas/Packets
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Mayor
Gayle McLaughlin

Vice Mayor
Jovanka Beckles

Councilmembers

Nathaniel Bates
Thomas K. Butt
Courtland “Corky” Boozé
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 first complete a speaker's card and discuss the item with a City staff person who has knowledge of the subject material, prior to filing the card with the City Clerk and **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.

CONDUCT AT MEETINGS: **Richmond City Council meetings are limited public forums during which the City strives to provide an open, safe atmosphere and promote robust public debate. Members of the public, however, must comply with state law, as well as the City's laws and procedures and may not actually disrupt the orderly conduct of these meetings. The public, for example, may not shout or use amplifying devices, must submit comment cards and speak during their allotted time, may not create a physical disturbance, may not speak on matters unrelated to issues within the jurisdiction of the City Council or the agenda item at hand, and may not cause immediate threats to public safety.**

CITY HARASSMENT POLICY: The City invites public comment and critique about its operations, including comment about the performance of its public officials and employees, at the public meetings of the City Council and boards and commissions. However, discriminatory or harassing comments about or in the presence of City employees, even comments by third parties, may create a hostile work environment, if severe or pervasive. The City prohibits harassment against an applicant, employee, or contractor on the basis of race, religious creed, color, national origin, ancestry, physical disability, medical condition, mental disability, marital status, sex (including pregnancy, childbirth, and related medical conditions), sexual orientation, gender identity, age or veteran status, or any other characteristic protected by federal, state or local law. In order to acknowledge the public's right to comment on City operations at public meetings, which could include comments that violate the City's harassment policy if such comments do not cause an actual disruption under the Council Rules and Procedures, while taking reasonable steps to protect City employees from discrimination and harassment, City Boards and Commissions shall adhere to the following procedures. If any person makes a harassing remark at a public meeting that violates the above City policy prohibiting harassment, the presiding officer of the meeting may, at the conclusion of the speaker's remarks and allotted time: (a) remind the public that the City's Policy Regarding Harassment of its Employees is contained in the written posted agenda; and (b) state that comments in violation of City policy are not condoned by the City and will play no role in City decisions. If any person makes a harassing remark at a public meeting that violates the above City policy, any City employee in the room who is offended by remarks violating the City's policy is excused from attendance at the meeting. No City employee is compelled to remain in attendance where it appears likely that speakers will make further harassing comments. If an employee leaves a City meeting for this reason, the presiding officer may send a designee to notify any offended employee who has left the meeting when those comments are likely concluded so that the employee may return to the meeting. The presiding officer may remind an employee or any council or board or commission member that he or she may leave the meeting if a remark violating the City's harassment policy is made. These procedures supplement the Council Rules and Procedures relating to disruption of orderly conduct at Council meetings.

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**

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. LIABILITY CLAIMS -(Government Code Section 54956.9):

Griffin vs. City of Richmond

George Marcus vs. City of Richmond

A-2. PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6):

Title: City Clerk

**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 service contracts with: (1) Edrington Schirmer & Murphy; (2) Law Office of Charles T. Ramsey; and (3) Judondi Bolden Attorney at Law for as-needed unlawful detainer legal services in an amount not to exceed \$200,000 per firm per year over a three-year period with two optional one-year extensions (This item was reviewed by the Housing Advisory Commission at their Regular Meeting held on Monday November 10, 2014. The item was not reviewed by the Finance Committee due to cancellation of their November 7, 2014, meeting) - Richmond Housing Authority (Tim Jones 621-1310).

F-2. ADOPT a resolution approving a contract with BDO PHA Finance for as-needed financial management consulting services for the Richmond Housing Authority's various low-income housing programs in an amount not to exceed \$125,000 per year over a three-year period with two optional one-year extensions (This item was reviewed by the Housing Advisory Commission at their Regular Meeting held on Monday, October 20, 2014. This item was not reviewed by the Finance Standing Committee meeting due to cancellation of its November 7, 2014, meeting) - Richmond Housing Authority (Tim Jones 621-1310).

F-3. APPROVE the minutes of the September 16 and 23, 2014, and October 7, 21, and 28, 2014, Housing Authority Special meetings - City Clerk's Office (Diane Holmes 620-6513).

G. ADJOURNMENT

**MEETING OF THE SUCCESSOR AGENCY TO THE RICHMOND
COMMUNITY REDEVELOPMENT AGENCY AND
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 DURING CLOSED SESSION**
- E. **OPEN FORUM FOR PUBLIC COMMENT**
- F. **SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY CONSENT CALENDAR**

F-1. ADOPT resolutions authorizing the execution of: (1) the Funds Pass-through Agreement with the San Francisco Bay Area Rapid Transit District ("BART"), providing \$1,500,000 in Public Transportation Modernization Improvement Safety Enhancement Account funds for the Richmond Transit Village Project, and appropriating these funds into the 2013-2015 Biennial Budget line item "Metrowalk - Richmond Transit Village;" and (2) Amendment No. 1 to the August 1, 2008, Design and Funding Agreement and Second Amendment to Disposition and Development Agreement ("DFA") with BART, increasing the as-amended total reimbursement amount by \$199,366 for a total of \$1,785,000 (This item was not reviewed by the Finance Standing Committee due to cancellation of its November 7, 2014, meeting) - Successor Agency to the Richmond Community Redevelopment Agency (Chadrick Smalley 307-8091).

- G. **JOINT SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY AND RICHMOND CITY COUNCIL CONSENT CALENDAR**

G-1. ADOPT a joint resolution of the City Council of the City of Richmond and the Board of the Successor Agency to the Richmond Community Redevelopment Agency approving and accepting the transfer of the southernmost segment of Marina Way South (Assessor's Parcel Number 560-181-099) from the Successor Agency to the City of Richmond - Successor Agency (Chadrick Smalley 412-2067).

H. CITY COUNCIL CONSENT CALENDAR

- H-1.** 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-2.** APPROVE a grant-funded contract with Alameda County Workforce Investment Board to provide workshops and presentations for RichmondBUILD program participants and grant partners in support of the Proposition 39 Clean Energy Job Creation Program. The contract term will be November 18, 2014, through June 30, 2016, in an amount not to exceed \$50,000 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8023).
- H-3.** ADOPT a resolution approving a 3% annual cost-of-living increase, in addition to the 2% minimum cost-of-living increase, for the recipients of the General Pension Fund, for a total annual cost-of-living increase of 5% for these recipients - Finance Department (James Goins/Susan Segovia 307-8022).
- H-4.** APPROVE a contract amendment with Oscar I. Solano, dba Zumba Rico Fitness, in the amount of \$10,000, for a total contract amount not to exceed \$50,000, to continue Zumba and Aqua Zumba classes for the Adult Activities Program through December 31, 2014 - Community Services Department (Devone Boggan 620-6950).
- H-5.** ADOPT a resolution approving a contract with Amerinational Community Services for loan servicing services, including servicing the Home Improvement Loan Program loan portfolio, in an amount not to exceed \$40,000 and for a term ending December 31, 2016 - Housing and Community Development (James Goins 620-6740).
- H-6.** APPROVE an amendment to the contract with Xebec Data Corporation for translation of Electronic Data Interchange (EDI) into an importable format for the City's utility management system, extending the term by five years to December 31, 2018, in an amount not to exceed \$50,000 over the five-year period, and with two one-year options to extend the term in an amount not to exceed \$10,000 per year - Public Works Department (Yader A. Bermudez 231-3008).
- H-7.** APPROVE a contract with Best Contracting Services, Inc. for roof replacement at the Point Richmond Library/Community Center in an amount not to exceed \$240,000 (This item was not reviewed by the Finance Standing Committee due to cancellation of its November 7, 2014, meeting) – Public Works Department (Yader A. Bermudez 231-3008).

- H-8.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new classification of Community Services Director (Executive Salary Range 5.1 \$10,728 - \$16,743/month) - Human Resources Management Department (Lisa Stephenson 620-6600).
- H-9.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new classification of Resident Services Administrative Officer (Executive Salary Range 2.1 \$8,087 - \$12,620/month) - Human Resources Management Department (Lisa Stephenson 620-6600).
- H-10.** APPROVE the following appointments: Workforce Investment Board: Per Lorentzen, new appointment, no term ending date; Richmond Youth Council: Amrinder Singh, new appointment, term ending October 1, 2015; Julissa Garcia, new appointment, term ending October 1, 2015; Joseph Jackson, new appointment, term ending October 1, 2015 - Mayor McLaughlin (620-6502).
- H-11.** RECEIVE a report on the Richmond Municipal Sewer District for the month of October 2014 - Engineering Services Department (Chad Davisson 620-5486).
- H-12.** ADOPT an ordinance (second reading) amending Chapter 12.18 of the Richmond Municipal Code titled, "Discharges to the Wastewater Treatment System", to ensure consistency with the requirements as specified in Chapter 40 of the Federal Code of Regulations, Part 403, "Protection of the Environment" - Engineering Services Department (Chad Davisson 307-8091).

I. ORDINANCES - NOT EARLIER THAN 7:00 P.M.

- I-1.** INTRODUCE an ordinance (first reading) amending certain sections of Chapter 7.102 (Medical Marijuana Permits) of the Richmond Municipal Code to clarify requirements for dispensary operation and to remove the density restrictions on dispensary locations in a C-3 zone - Councilmember Butt (236-7435), City Manager's Office (Bill Lindsay 620-6512), and Police Department (Chief Chris Magnus 620-1802).

J. COUNCIL AS A WHOLE - NOT EARLIER THAN 7:15 P.M.

- J-1.** DECLARE the City Council's intent to use one half of the proceeds from Measure U (roughly \$3.75 million per year) to pay for a bond to repair streets in Richmond and DIRECT the City Manager to prepare a Street Repair Bond for City Council approval - Councilmember Rogers (620-5431), Councilmember Butt (236-7435), and Councilmember Myrick (620-6636).

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.