



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, December 2, 2014

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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).

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. **CITY COUNCIL CONSENT CALENDAR**

- F-1. APPROVE Amendment No. 1 to the existing agreement with Cox, Wootton, Griffin, Hansen & Poulos, LLP for continued legal services regarding maritime law matters and the matter of Port of Richmond vs. J.E.B.S. & Associates, Inc., increasing the contract by \$20,000 to a total amount not to exceed \$30,000 and for a term ending June 20, 2019 - Port Department (Jim Matzorkis 215-4600).
- F-2. APPROVE the request by The Golden State Warriors Community Foundation to install signage naming the basketball courts at Martin Luther King Jr. Park the "Mitch Richmond Basketball Courts" (This item was reviewed and recommended for approval by the Recreation and Parks Commission at its meeting of November 4, 2014) - City Manager's Office (Bill Lindsay/LaShonda White 620-6512).
- F-3. AUTHORIZE acceptance of \$500,000 from the Family Justice Center to be used for repayment of the bond for tenant improvements at the Family Justice Center site located at 256 24th Street, and approve an Agreement for Services with the Tides Center (fiscal agent for the Family Justice Center Project) which provides for the City of Richmond to receive these funds - Police Department (Chief Chris Magnus 620-1802).
- F-4. ADOPT a resolution approving a "Cooperative Agreement" to allocate Measure J, Program 28b funds for projects and programs identified in the agreement and approved by the West Contra Costa Transportation Authority, which will provide an additional \$150,000 for Richmond paratransit services - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6512).
- F-5. APPROVE a grant-funded contract for \$26,000 with the Minnesota Literacy Council to develop a bi-lingual online health curriculum pursuant to the Digital Health Literacy Project - Library and Cultural Services Department (Sherry Drobner 307-8082/Katy Curl 620-6544).

- F-6.** APPROVE the purchase of a Ford F550 cab and chassis from Hilltop Ford to be used by the Parks division in an amount not to exceed \$42,000 - Public Works Department (Yader A. Bermudez 231-3008).
- F-7.** APPROVE contracts for on-call civil engineering and surveying services for fiscal years 2014/15 to 2017/18 with BKF Engineers/Surveyors/Planners (Richmond), Kister Savio & Rei Inc. (Richmond), Alta Vista Solutions (Richmond) in an amount not to exceed \$90,000 for each contract, with an option to extend the contracts for two years based on the same terms, and authorize the public works director to approve and issue work authorizations for specific projects based on the firm's specialties and qualifications - Engineering Services Department (Yader Bermudez 231-3008/Steven Tam 307-8112).
- F-8.** APPROVE the City Council minutes of the regular meetings held on July 1, 2014, July 15, 2014, and July 22, 2014 - City Clerk's Office (Diane Holmes 620-6514).
- F-9.** APPROVE a contract extension with Holland & Knight, LLP for federal and state advocacy services, in the amount of \$144,000 and with a term extending to December 31, 2015, to assist in identifying and evaluating opportunities for the City of Richmond to gain technical and financial assistance in projects and programs within the framework of policies adopted by the Richmond City Council - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6512).
- F-10.** APPROVE the purchase of 12 street light poles from Omega Pacific to replace the stolen street light poles at the Emerald Necklace lot located at San Pablo Avenue and Richmond Parkway in an amount not to exceed \$14,259.60 - Public Works Department (Yader A. Bermudez 231-3008).
- F-11.** APPROVE the purchase of 50 street light poles from Omega Pacific in an amount not to exceed \$62,000 to replace old, corroded street light poles in the Fairmede Hilltop neighborhood - Public Works Department (Yader A. Bermudez 231-3008).
- F-12.** ADOPT an ordinance (second reading) amending certain sections of Chapter 7.102 (Medical Marijuana Permits) of the Richmond Municipal Code to clarify requirements for dispensary operation - Councilmember Butt (236-7435), City Manager's Office (Bill Lindsay 620-6512), and Police Department (Chief Chris Magnus 620-1802).
- F-13.** ADOPT a resolution authorizing the City of Richmond to accept and appropriate grant funds in the amount of \$466,578 from the Department of Homeland Security (DHS/FEMA) Port Security Grant Program (Award #EMW-2012-PU-00343) to be used for the Fire Department's Marine Response Program - Fire Department (Chief Michael Banks 307-8041).

- F-14.** ADOPT a resolution approving the installation of four-way stop signs at intersections along 35th Street for both Solano Avenue and Clinton Avenue in the North and East neighborhood (This item was recommended for engineering study by the Public Safety Committee at its July 17, 2014, meeting) - Engineering Services Department (Yader Bermudez/Steven Tam 307-8091).
- F-15.** ADOPT a resolution supporting the "My Brother's Keeper" initiative to help young men and women of color stay on track to graduate from high school and college, and become productive citizens and future leaders - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6512).
- F-16.** APPROVE the following appointment: Richmond Youth Council: Raul Garcia, new appointment, term ending October 21, 2015 - Mayor McLaughlin (620-6503).
- F-17.** INTRODUCE an ordinance (first reading) repealing Chapter 3.25 of the Municipal Code establishing a Youth Commission - Mayor McLaughlin (620-6503).

G. ITEMS CONTINUED FROM PREVIOUS MEETINGS - NOT EARLIER THAN 7:00 P.M.

G-1. Continued Council as a Whole

- G-2.** 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). **This item was continued from the November 18, 2014, meeting.**

H. PUBLIC HEARINGS - NOT EARLIER THAN 7:15 P.M.

- H-1.** CONDUCT a public hearing to: (1) CERTIFY a Final Environmental Impact Report for a General Plan Text Revision, Rezoning to Planned Area (PA) District, Vesting Tentative Map and Design Review Permit for a 60 unit development of townhomes and stacked flats at Seacliff Drive; (2) APPROVE a General Plan Amendment Text Revision; and (3) INTRODUCE an ordinance (first reading) amending the Zoning Map to change the land use designation for undeveloped parcels on Seacliff Drive from C-C, Coastline Commercial District, PA, Planned Area District, and M-4, Marine Industrial District to PA, Planned Area District - Planning and Building Services Department (Richard Mitchell 620-6706).

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

J. 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.