The Richmond City Council also serves as Board Members and Commission Members for the following:

Community Redevelopment Agency
Housing Authority
Joint Powers Financing Authority
Surplus Property Authority
Local Reuse Authority
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 Item C, Agenda Review. An item removed from the Consent Calendar may be placed anywhere on the agenda following the City Council’s agenda review.

The City Council’s adopted Rules of Procedure recognize that debate on policy is healthy; debate on personalities is not. The Chairperson has the right and obligation to cut off discussion that is too personal, too loud, or too crude.

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Evening Open Session

2
5:00 p.m.

A. **ROLL CALL**

B. **PUBLIC COMMENT**

C. **ADJOURN TO CLOSED SESSION**

**Closed Session**

Shimada Room of City Hall

A. **CITY COUNCIL**

A-1. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** (Subdivision [a] of Government Code Section 54956.9):

Nishioka vs. City of Richmond

Dragolovich vs. City of Richmond

A-2. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** (Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9):

One Case

A-3. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** (Initiation of litigation pursuant to Subdivision (c) of Section 54956.9):

One Case

A-4. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** (Government Code Section 54956.8):

Property: 1310 Canal Boulevard
Negotiating Parties: Jim Matzorkis, Port Director, City of Richmond.
B. **REDEVELOPMENT AGENCY**

B-1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8):

Real Property Negotiations (Government Code Section 54956.8)
Property: NWC Cutting Boulevard and South 13th Street
APN: 544-240-009-8, 544-240-14-8, and 544-240-015-5
Negotiating Parties: Steve Duran/ Patrick Lynch, City of Richmond

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**Study Session**
6:00 p.m.

A. Receive an update from Contra Costa Transportation Authority (CCTA) staff regarding the proposed plans to reconstruct the I-80/San Pablo Dam Road Interchange (information only) – No action is required by the Council (Engineering) Rich Davidson 307-8105

B. Receive a presentation by the Bay Area Rapid Transit District (BART) on its plans to install a Photovoltaic Solar Electric System on the roof of their Richmond Maintenance Facility – City Manager’s Office (Bill Lindsay 620-6512).

**Special Meeting Richmond Housing Authority**
6:30 p.m.

A. **PLEDGE TO THE FLAG**

B. **ROLL CALL**

C. **STATEMENT OF CONFLICT OF INTEREST**

D. **OPEN FORUM FOR PUBLIC COMMENT**
E. **CONSENT CALENDAR**

E-1. ADOPT A RESOLUTION - authorizing the Housing Authority Executive Director to submit the 2008 Public Housing Assessment System (PHAS) Certification to the U.S. Department of Housing and Urban Development - Housing Authority (Tim Jones 621-1310).

E-2. ADOPT A RESOLUTION - authorizing the Housing Authority Executive Director to submit the 2008 Section 8 Management Assessment Program (SEMAP) Certification to the U.S. Department of Housing and Urban Development - Housing Authority (Tim Jones 621-1310).

E-3. APPROVE - minutes of the Special Meeting held on July 1, 2008 - City Clerk's Office (Diane Holmes 620-6513).

F. **ADJOURNMENT**

Richmond Community Redevelopment Agency

6:35 p.m.

A. **ROLL CALL**

B. **STATEMENT OF CONFLICT OF INTEREST**

C. **OPEN FORUM FOR PUBLIC COMMENT**

D. **CONSENT CALENDAR**

D-1. ADOPT A RESOLUTION - authorizing execution of a contract with BKF Engineers, Inc. ("BKF") for $92,394.78 for related design and administrative services associated with the West Macdonald Avenue Street Improvements, Garrard Boulevard to Harbour Way Project, for a term of August 1, 2008, through June 30, 2009 - Richmond Community Redevelopment Agency(Steve Duran/Alan Wolken 307-8140 ).
D-2. ADOPT A RESOLUTION - authorizing execution of a contract with W. R. Forde in an amount not to exceed $235,000 for restoration of the Marina Bay Shoreline Protection System ("Riprap") for a term of August 1, 2008, through December 31, 2008 - (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Richmond Community Redevelopment Agency (Steve Duran/Alan Wolken 307-8140).

D-3. ADOPT A RESOLUTION - amending the contract with Bay Cities Paving & Grading Inc. for the North Richmond Street Improvement Project to increase the contract amount by $110,000 to pay the final draw request, bringing the final contract price to $3,821,613.55 (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Richmond Community Redevelopment Agency (Steve Duran/Patrick Lynch 307-8140).

D-4. ADOPT A RESOLUTION - approving the "Design and Funding Agreement and the Second Amendment to the Disposition and Development Agreement (DDA)" with Bay Area Rapid Transit (BART) for the Richmond Transit Village Project, modifying Section 302.7 of the DDA (Compensation for Design Review and Construction Inspection) relating to payment of costs for design review and construction inspections (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Richmond Community Redevelopment Agency (Steve Duran/Alan Wolken 307-8140).

D-5. ADOPT A RESOLUTION - authorizing the Executive Director to negotiate and execute an Exclusive Right to Negotiate (ERN) with Kingston LLC, the Developer, for market rate and affordable housing on a portion of the Miraflores Housing Development site - Richmond Community Redevelopment Agency (Steve Duran/Patrick Lynch 307-8140).

D-6. APPROVE - minutes of the Regular Meeting held on July 1, 2008 - City Clerk's Office (Diane Holmes 620-6513).

E. ADJOURNMENT

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CITY COUNCIL
7:00 p.m.

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. AGENDA REVIEW

D. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS


D-3. Presentation by the East Bay Bicycle Coalition to the Richmond We Can Do It! 2008 Team Bicycle Challenge Winning Team for Contra Costa County and recognizing local Richmond firms and volunteers that supported two Energizer Stations during Bike-To-Work Day and Bay Area Bicycle Activities during the month of May, 2008 - City Manager's Office (Bill Lindsay/Janet Schneider 620-6512).

E. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE AND NON-CONFIDENTIAL DISCUSSIONS HELD DURING CLOSED SESSION

F. CONSENT CALENDAR

F-1. APPROVE - the amended Pre-Development Agreement with Auto Warehousing Company (AWC), which provides that reimbursement to AWC of pre-development costs is contingent on certification of the Environmental Impact Report (EIR) by the City of Richmond (This item was reviewed and approved by the Finance Committee on July 25, 2008.) - Port of Richmond (Jim Matzorkis 215-4600).
F-2. AUTHORIZE – that a Letter of Intent from American Honda for their automobile distribution operations at the Port of Richmond, dated July 16, 2008, be countersigned to acknowledge terms to be negotiated into a final agreement among Honda, the Port of Richmond, and Auto Warehousing Company (AWC) - Port (Jim Matzorkis 215-4600).

F-3. AUTHORIZE - payment of up to $435,000 for administration costs for the Contra Costa Clean Water Program per Resolution No. 105-03 (This item was reviewed and approved by the Finance Committee on July 25, 2008.) – Engineering Department (Rich Davidson 307-8105).

F-4. APPROVE - payment of up to $210,000 for Richmond's share of the West County Agency's FY 2008-09 budget (This item was reviewed and referred by the Finance Committee on July 25, 2008.) – Engineering (Rich Davidson 307-8105).

F-5. AUTHORIZE - payment of up to $2,340,950 for the Sanitary Sewer Collection System Operations and Maintenance Cost(s) for Veolia per the Contract Agreement (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Engineering (Rich Davidson 307-8105).

F-6. AUTHORIZE - payment of up to $935,100 for the Storm Sewer Collection System Operations and Maintenance Cost(s) for Veolia per the Contract Agreement (This item was reviewed and referred by the Finance Committee on July 25, 2008) - Engineering (Rich Davidson 307-8105).

F-7. AUTHORIZE - payment of up to $2,388,853 to Veolia for the Operations and Maintenance Cost(s) of the Wastewater Treatment Plant per the Contract Agreement (This item was reviewed and referred by the Finance Committee on July 25, 2008) Engineering (Rich Davidson 307-8105).

F-8. AUTHORIZE - payment of up to $137,000 for Richmond's share of the costs incurred for the maintenance of the North Richmond Storm Drain Project for FY 2008-09 (This item was reviewed and referred by the Finance Committee on July 25, 2008.) –Engineering (Rich Davidson 307-8105).

F-9. APPROVE - a contract with Psomas to provide Geographical Information System (GIS) services to the City in amount not to exceed $89,100 - Engineering (Rich Davidson 307-8105).
F-10. AUTHORIZE - payment to Remediation Risk Management, Inc. (d.b.a. RRM, Inc.) in the amount of $21,442, pursuant to emergency procurement procedures, for the investigative work completed to determine the level of soil contamination caused by the removal of the Underground Storage Tank (UST) at the City of Richmond's Corporation Yard (located at #6 13th St.) as required by the Regional Water Quality Control Board. - Public Works Department (Yader Bermudez 231-3009).

F-11. APPROVE - the purchase of two software licenses for SewerCAD®, to assist in determining hydraulic capacity issues throughout the wastewater collection system, in an amount not to exceed $32,625 - Engineering Department (Rich Davidson 307-8105).


F-13. APPROVE – a contract amendment with Special Tactics And Response, Inc. from Richmond, CA, in the amount of $15,000 for a total not to exceed contract amount of $25,000 to provide armed security services at the Nevin and Parchester Community Centers - Recreation Department (Keith Jabari, 620-6791).

F-14. ADOPT A RESOLUTION: (1) accepting $75,000 in grant funds from Preserve America and (2) approving a consulting contract with Page and Turnbull, Inc. in an amount not to exceed $150,000 for development of a historic context statement and reconnaissance level survey of the Coronado, Iron Triangle, and Santa Fe Neighborhoods (The Finance Committee reviewed this item on July 25, 2008, and recommended approval by the Council) - Planning Department (Richard Mitchell 620-6706).

F-15. ADOPT A RESOLUTION - renewing standing orders/outline agreements for technology related goods from various vendors in an amount not to exceed $250,000 per year per vendor for fiscal year 2008-2009 with the option to renew for two years (This item was reviewed and approved by the Finance Committee on July 25, 2008.) - Information Technology (Sue Hartman 620-6784).

F-16. ADOPT A RESOLUTION - renewing standing orders/outline agreements for technology related services from various vendors in an amount not to exceed $250,000 per vendor for fiscal year 2008-2009 (This item was reviewed and approved by the Finance Committee on July 25, 2008.) - Information Technology (Sue Hartman 620-6784).
F-17.  APPROVE - a contract amendment with MCK Services, Inc. in an amount not to exceed $500,000 for equipment rental and street paving services. (This item was reviewed and approved by the Finance Committee on July 25, 2008) – Public Works (Yader A. Bermudez 231-3008).

F-18.  APPROVE - the amendment of a purchase limit increase of $2.75 million with Valley Oil Company to provide fuel to the City of Richmond increasing the purchase limit to a total amount of $3.25 million for a three-year period (This item was reviewed and approved by the Finance Committee on June 12, 2008) – Public Works (Yader A. Bermudez 231-3008).

F-19.  APPROVE - an additional $500,000 for the payment of rental contracts for equipment and vehicle rentals to Hertz Equipment Rental Corporation to support Public Works equipment and vehicle needs, increasing the total authorized payment amount to $800,000 (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Public Works (Yader A. Bermudez 231-3009).

F-20.  AWARD - a contract to Forster & Kroeger in an amount not to exceed $231,500, for fire hazard vegetation control for the Point Molate facilities and beach area for fiscal year 2008-09 (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Public Works (Yader A. Bermudez 231-3009).

F-21.  APPROVE - the purchase of 10 sedans and two police vehicles to replace existing aged and worn vehicles presently in Richmond's fleet, in an amount not to exceed $300,000. (This matter was approved by the Finance Standing Committee on March 14, 2008, and referred back to the department for further review and discussion by the City Council on March 18, 2008. This item was reviewed and approved by the Finance Committee on July 25, 2008) - Public Works (Yader Bermudez 231-3008).

F-22.  APPROVE - the expenditure of budgeted FY 08/09 Equipment Replacement funds to purchase two bucket trucks, four dump trucks, and one transport-tractor truck to replace existing aged and worn vehicles that can no longer be certified for usage or retrofitted with emission control devices. Total amount of expenditure will not exceed $ 950,000.00 - (This item was reviewed and approved by the Finance Committee on July 25, 2008) Public Works (Yader Bermudez 231-3009).
F-23. APPROVE - contract with Kinsell, Newcomb and De Dios, Inc., and Astrum Utilities, LLC to provide revenue recovery services relating to the City's franchise agreements, with compensation for services on a contingency basis, based on revenue increases from new and updated franchise agreements - Finance Department (James Goins 620-6740).

F-24. APPROVE - a three-year contract with Visible Strategies effective August 1, 2008, in an amount not to exceed $110,000 for the implementation, servicing and annual subscription of see-it™, a software system designed to support staff in the collection, analysis and reporting of City goals, strategies and performance measures (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Finance Department (James Goins, 620-6740).

F-25. ADOPT A RESOLUTION - authorizing placement of liens for unpaid garbage collection fees on County Property Tax Records against property owners who have failed to pay collection fees for more than six months - Finance Department (James Goins 620-6740).

F-26. APPROVE - a contract with Maze & Associates Accountancy Corporation in an amount not to exceed $456,470 for completion of all audit work and other requisite financial reports for the Fiscal Year ending June 30, 2008, and any other audit-related work, upon request of the Finance Director, that may be required during Fiscal Year 2008-2009 - Finance Department (James Goins 620-6740).

F-27. ADOPT A RESOLUTION - (1) approving the City's 457(b) Governmental Deferred Compensation Plan dated August 1, 2008, (2) authorizing the making of loans to Plan participants, (3) approving the addition of the Lincoln Financial Group as a provider to the Plan, and (4) authorizing the Finance Director to proceed with implementation of the Plan and to execute all documents necessary to carry out the Plan - Finance Department (James Goins 620-6740).

F-28. ADOPT AN ORDINANCE - (second reading) amending the existing Comprehensive Planning Fee to lower the fee rate from 0.6810 of project valuation to 0.1769 of valuation ordinance - Finance Department (James Goins 620-6740).

F-29. ADOPT A RESOLUTION - approving the Fiscal Year 2008-2013 Five Year Capital Improvement Plan (CIP) and 2008-2009 Capital Improvement Budget - Finance Department (James Goins 620-6740).
F-30. ACKNOWLEDGE - receipt of the Public Works Audit report as prepared by Kevin W. Harper, CPA (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Finance Department (James Goins 620-6740).

F-31. ACKNOWLEDGE - receipt of the Paratransit Audit report as prepared by Kevin W. Harper, CPA (The Finance Committee met on June 20th and approved this item for review by the City Council.) - Finance Department (James Goins 620-6740).

F-32. APPROVE - the purchase of 13 Panasonic Toughbook laptop computers for the new fire engines, aerial ladder truck, and administrative staff vehicles from CDCE, Inc. in an amount not to exceed $105,345 (This item was reviewed and approved by the Finance Committee on July 25, 2008) - Fire Department (Chief Michael Banks 307-8041).

F-33. APPROVE - the purchase of eight Zetron IP Alerting Systems for all seven fire stations, to include licenses and related accessories from Bearcom in the amount of $47,208.00 - Fire Department (Chief Michael Banks 307-8031).

F-34. APPROVE - a contract between the City of Richmond and Tatoe Installation, Inc. to install and program eight Zetron IP Alerting Systems for all seven fire stations in the amount of $19,500.00, and for a contract term from July 15, 2008, to July 14, 2009 - Fire Department (Chief Michael Banks 307-8041).

F-35. ADOPT AN ORDINANCE - (second reading) establishing the wages, salary, and compensation for the new classification of Code Enforcement Supervisor (Salary Range: 063A $6,296 - $7,653/month) - Human Resources (Leslie Knight 620-6600).

F-36. APPROVE - a contract with Armistead Investigative Services in an amount not to exceed $30,000 to provide confidential investigative services on an as needed basis into allegations of violations of City policies, rules and procedures, including but not limited to, anti-harassment and discrimination policy, policy against work place violence and City personnel rules - City Attorney (Louise Renne, 620-6509).
F-37. APPROVE - Contract Amendment No. 2 with the Community Housing Development Corporation of North Richmond to amend the service plan, increase the payment limit by $140,078 to a new total limit of $358,354 and extend the term of the contract to March 31, 2010 (This item was reviewed and approved by the Finance Committee on July 25, 2008) - City Manager's Office (Bill Lindsay, 620-6512).

F-38. APPROVE - a second amendment to the contract with Orrick, Herrington, and Sutcliffe (OHS) for legal representation in the lawsuit captioned Parchester Village Neighborhood Council versus the City of Richmond, increasing the amount by $50,000 for a total of $135,000 while maintaining the term expiration of December 2008 (This item was reviewed and approved by the Finance Committee on July 25, 2008) - City Manager's Office (Bill Lindsay 620-6512).

F-39. APPROVE - a contract with Anacomp, Inc. for a three-year term for a total amount not to exceed $300,000 for the term of the contract for Scanning, Indexing, and Micrographics Services (This item was reviewed and approved by the Finance Committee on July 25, 2008) - City Clerk's Office (Diane Holmes 620-6513).

F-40. ADOPT - a Resolution of Intention to amend the City's contract with CalPERS to permit active members of the City's Police and Firemen's Pension Plan to transfer to CalPERS - Human Resources (Leslie T. Knight 620-6600).

F-41. APPROVE - a contract with Sally Swanson Architects in an amount not to exceed $157,500 to conduct a City-wide accessibility study and produce a transition plan for increasing accessibility where necessary (This item was reviewed by the Finance Committee on July 25, 2008) - City Attorney (Louise Renne - 620-6509).

F-42. APPROVE - the proposed contract with the law firm of Gordon & Rees, LLP, in an amount not to exceed $325,000 for the evaluation and legal review of the City's Waste Water operations (This item was reviewed and approved by the Finance Committee on July 25, 2008) - City Attorney (Louise Renne, 620-6509).

F-43. APPROVE - minutes of the Regular Meeting held on July 15, 2008 - City Clerk's Office (Diane Holmes 620-6513).
G. **PUBLIC HEARINGS**

G-1. Public hearing to hear comments regarding the storm and sanitary sewer fees to be collected on the annual 2008-09 tax rolls and ADOPT the resolution approving the report on sewer service charges for Fiscal Year 2008-2009 prepared pursuant to the provisions of Chapter 12.20 of the Richmond Municipal Code. - Engineering (Rich Davidson 307-8105).

G-2. Public hearing on appeal by Jeff and Vickie Martin of the Design Review Board’s approval to construct a +1,502 square foot two-story addition at 4917 Thunderhead Court - Planning Department (Richard Mitchell 620-6706).

G-3. Introduce an ordinance to amend the Municipal Code to eliminate the City of Richmond Design Review Board and merge its function with the Planning Commission and to revise design review requirements for land use projects - Planning Department (Richard Mitchell 620-6706).

H. **OPEN FORUM FOR PUBLIC COMMENT**

I. **AGREEMENTS**

J. **RESOLUTIONS**

K. **ORDINANCES**

K-1. INTRODUCE AN ORDINANCE (first reading) amending the Zoning Ordinance to clarify the boundaries and applicable regulations of the Transition/Buffer Zone as set forth in the Knox Freeway/Cutting Boulevard Specific Plan.

K-2. ADOPT an Urgency Ordinance providing for another temporary moratorium on the acceptance, processing and approval of applications and permits to construct, modify or place wireless telecommunication facilities, Exhibit A, within the City of Richmond through and including September 12, 2008 - Planning Department (Richard Mitchell 620-6706).

L. **COUNCIL AS A WHOLE**

L-1. APPROVE Early Transfer Cooperative Agreement between the Navy and the City of Richmond to facilitate early transfer of the remaining Point Molate land and allow the City Manager to make ministerial changes and execute the final document City Manager (Bill Lindsay 620-6512).
L-2. Direct staff to work with representatives from each bargaining unit and research alternative work schedules for employees including 4/10 and 9/80 options and telecommuting. - Councilmember Bates (620-6581).

L-3. Appoint City Councilmembers Harpreet Sandhu, Ludmyrna Lopez, and Nat Bates to the Richmond Community Fund Advisory Committee (RCFAC) pursuant to the Richmond Community Benefits Agreement between the City of Richmond and Chevron, and appoint Vice-Mayor John Marquez as an alternate to the Committee - Councilmember Bates (620-6581).

L-4. Discuss and consider appointing a task force to explore feasibility of Green Business Development Strategies - Vice Mayor Marquez (612-2604), Councilmembers Viramontes, and Lopez.

L-5. Designate a voting delegate and alternate(s) to represent the City of Richmond at the Annual Business Meeting of the League of California Cities' Annual Conference in Long Beach, California, September 24-27, 2008 - City Clerk's Office (Diane Holmes 620-6513).

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

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This agenda may be previewed on KCRT – Channel 28, Richmond Television, City website 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 1401 Marina Way South.