

## RESOLUTION NO. 8-11

### **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AUTHORIZING THE ESTABLISHMENT OF THE POINT MOLATE COMMUNITY ADVISORY COMMITTEE**

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**WHEREAS**, on March 29, 2010, the U.S. Navy transferred the Point Molate property to the City of Richmond; and

**WHEREAS**, pursuant to the Point Molate Remediation Agreement of September 2, 2008 by and between the City of Richmond and Upstream Point Molate LLC, the parties agreed in Section 720 that either the Navy Point Molate Restoration Advisory Board (RAB), or a successor entity serving a substantially similar advisory function, should exist after the Navy no longer owns an interest in Point Molate; and

**WHEREAS**, the City of Richmond has benefited, and continues to benefit, from the community input provided by officially recognized committees such as the Historical Preservation Advisory Committee and the General Plan Advisory Committee; and

**WHEREAS**, the Point Molate property is considered a key asset of the City of Richmond and its residents, as well as a cornerstone of its future sustainable development; and

**WHEREAS**, the City of Richmond recognizes that the community of its residents, and other interested parties, should have a primary channel for input to the City Council on all matters related to the Point Molate area of Richmond, including clean-up, restoration, sustainable development and use; and

**WHEREAS**, the City of Richmond will benefit from having a community advisory committee that works with the City Council, staff and other citizen advisory boards and commissions as appropriate to provide advice and input on all Point Molate matters; that reviews proposed Point Molate development budgets with City staff; and that makes Point Molate development expenditure recommendations, in conjunction with staff, to the City Council; and

**WHEREAS**, a community advisory committee will provide Richmond residents with a vehicle for interacting and cooperating with other governmental jurisdictions on all matters related to the Point Molate area of Richmond, including but not limited to clean-up, restoration, sustainable development and use of Point Molate;

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Richmond, California, hereby authorizes the creation of the POINT MOLATE COMMUNITY ADVISORY COMMITTEE, as a successor to the former Navy RAB, continuing its restoration advisory function and expanding the advisory role to work with the City Council, staff and other citizen advisory boards and commissions as appropriate to provide advice and input on all Point Molate matters, including but not limited to the appropriate clean-up, restoration, sustainable development and use of Point Molate;

**BE IT FURTHER RESOLVED**, that the POINT MOLATE COMMUNITY ADVISORY COMMITTEE shall have nineteen (19) members, who shall be residents of the City of Richmond, and who shall not be officers and employees of the City of Richmond, and who shall be appointed by the Mayor with concurrence of at least three (3) members of the City Council, and who shall serve without compensation for no more than four consecutive two-year terms, and whose appointment to the Committee does not preclude serving on other City Commissions; and

**BE IT FURTHER RESOLVED**, that regular meetings of the Committee shall be held monthly at such day, time and place as designated by the Committee. All meetings of the Committee shall be open to the public.

**BE IT FURTHER RESOLVED**, that the Committee shall be subject to the Brown Act, including the requirement that the public will be an opportunity to speak on all items and during the Open Forum portion of the meetings of the Committee.

**BE IT FURTHER RESOLVED**, that attendance at all regular and special meetings of the Committee is required, and absence from more than three (3) meetings in any twelve (12) month period shall be deemed an automatic resignation from the Committee.

**BE IT FURTHER RESOLVED**, that in order to allow the Committee members to begin meeting in the shortest possible time after their appointments, the Committee shall begin meeting under the following basic rules, which the Committee may eventually revise.

- The Committee shall elect a chair and vice-chair who shall serve in such capacity for a one (1) year term.
- The first subject to be addressed by the Committee at each meeting shall be any actions related to the clean-up and restoration of Point Molate. Subsequently all other Point Molate-related issues may be addressed.
- The meetings will be conducted by the chair or vice-chair under Rosenberg's Rules of Order. Items for discussions must be agendized in advance and any member may agendize any Pt. Molate-related item. The chair and vice-chair will prepare the agenda and make it public one week before each regularly scheduled meeting For the purpose of conducting the business of the Committee, a quorum of fifty percent plus one (50% + 1) of the appointed membership of the Committee shall be necessary. A majority vote of the Committee members present shall be necessary to make decisions on behalf of the Committee.
- Minutes, including the names of attendees, shall be kept for each meeting by the designated staff, and disseminated to all Committee members. Minutes shall be made available for public review on the City's web site and elsewhere.
- The Committee shall work to accommodate presentations by all current and future developers of Point Molate and facilitate the general public's understanding of projects and encourage the community to comment and provide input to the City Council.

**BE IT FURTHER RESOLVED**, that the specific powers and duties of the Committee are as follows:

(1) Serve as the primary conduit for residents to provide input on all Point Molate matters, including but not limited to the Point Molate clean-up, restoration, sustainable development and uses;

(2) Work with the City Council, staff and other citizen advisory boards and commissions as appropriate to provide advice and input on all Point Molate matters;

(3) Review proposed Point Molate development budgets with City staff and make Point Molate development expenditure recommendations, in conjunction with staff, to the City Council; all major decision-related documents shall be submitted to the Committee for review and recommendations, when feasible, before being presented to the City Council. Informational items may be submitted to the Committee and the City Council simultaneously.

(4) Organize, with the help of staff, processes by which residents can provide input into programs and studies undertaken on all matters related to the Point Molate area of Richmond, including but not limited to clean-up, restoration, sustainable development and use of Point Molate; the City Manager shall assign a City department to provide staff support to the Committee.

(5) Interact and cooperate with other governmental jurisdictions on all matters related to the Point Molate area of Richmond, including but not limited to clean-up, restoration, sustainable development and use of Point Molate;

(6) The first task and priority of the Committee shall be to prepare, with the help of staff, a report to the City Council that includes a summary of the state of the clean-up, a complete budget including all revenues and expenses, an updated schedule, and any comments or

recommendations about clean-up and restoration. This priority does not prohibit the Committee from addressing other matters related to Point Molate.

(7) Perform other duties as requested by the City Council.

I certify that the foregoing resolution was passed and adopted by the members of the Richmond City Council at a joint meeting held on Tuesday, January 18, 2011, by the following vote:

AYES: Councilmembers Bates, Beckles, Booze, Butt, Rogers, Vice Mayor Ritterman, and Mayor McLaughlin

NOES: None

ABSTENTIONS: None

ABSENT: None.

DIANE HOLMES  
Clerk of the City of Richmond

[SEAL]

Approved:

GAYLE MCLAUGHLIN  
Mayor

Approved as to form:

RANDY RIDDLE  
City Attorney

State of California            }  
County of Contra Costa        }        : ss.  
City of Richmond               }

I certify that the foregoing is a true copy of **Resolution No. 8-11**, finally passed and adopted by the City Council of the City of Richmond at a joint meeting held on January 18, 2011.