



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, April 2, 2019

Link to City Council Agendas/Packets
<http://sireweb.ci.richmond.ca.us/sirepub/meet.aspx>
Register to receive notification of new agendas, etc.
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Mayor
Thomas K. Butt

Vice Mayor
Ben Choi

Councilmembers
Nathaniel Bates
Demnlus Johnson III
Eduardo Martinez
Jael Myrick
Melvin Willis

Housing Authority Tenant Commissioners
Jaycine Scott
Tanise Smith

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, 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 up to TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda. Speakers are allowed up to THREE (3) minutes on PUBLIC HEARING items.**

OPEN FORUM FOR PUBLIC COMMENT: Individuals who would like to address the City Council on matters not listed on the agenda or on items remaining on the consent calendar 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 that is sponsored by City staff 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. Councilmembers who request to remove an item from the consent calendar must do so during 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 BEFORE
CLOSED SESSION**

5:00 p.m.

- A. **ROLL CALL**
- B. **PUBLIC COMMENT BEFORE CLOSED SESSION**
- C. **ADJOURN TO CLOSED SESSION**

CLOSED SESSION

Shimada Room of the Community Services Building

CITY COUNCIL

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8):

Property: Point Molate
Agency negotiators: Carlos Martinez and Lina Velasco
Negotiating parties: SunCal
Under negotiations: price and terms of payment

CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

Agency Representatives: Lisa Stephenson, Bruce Soublet, Belinda Warner, Maria Blue, and Jack Hughes
Employee organization: Service Employees International Union (SEIU Local 1021)

Agency Representatives: Lisa Stephenson, Bruce Soublet, Belinda Warner, Maria Blue, and Todd Simonson
Employee organization: International Federation of Technical and Professional Engineers (IFTPE Local 21)

Agency Representatives: Carlos Martinez, Lisa Stephenson, Fire Chief Adrian Sheppard, Rick Bolanos, and Lisa Charabonneau (from LCW)
Employee organization: International Association of Fire Fighters (IAFF Local 188)

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. **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION**
- F. **REPORT FROM THE CITY MANAGER**
- G. **OPEN FORUM FOR PUBLIC COMMENT**
- H. **CITY COUNCIL CONSENT CALENDAR**
 - H-1. ADOPT a resolution allowing the City of Richmond to levy the property tax rolls of property owners subject to assessment under the Downtown Richmond Property and Business Improvement District (DRPBID) on the annual 2019-2020 property tax rolls - City Manager's Office (Carlos Martinez/Janet Johnson 620-6512)
 - H-2. RECEIVE the City's Investment and Cash Balance Report for the month of February 2019 – Finance Department (Belinda Warner 620-6740).
 - H-3. APPROVE an 18-month agreement with Hyland Software, Inc., to provide maintenance for the SIRE Agenda Management and City Council Meeting Voting Systems, in an amount not to exceed \$34,700 for Fiscal Years (FY) 2018 through 2020; and APPROVE an 18-month agreement with Granicus, Inc., to provide maintenance for the City Council Meeting Streaming Video, in an amount not to exceed \$24,918.91, with the option of three, one-year extensions for \$53,000, for a total amount not to exceed \$77,918.91 for FY 2018 through 2023. The total amount for both agreements, including options, will not exceed \$112,618.91 - City Clerk's Office (Pamela Christian 620-6513).
 - H-4. RECEIVE the monthly report on Point Molate activities for the month of February 2019 – City Manager's Office (Carlos Martinez/Craig Murray 620-6512)

- H-5.** APPROVE appointments to the Human Rights and Human Relations Commission: APPOINT Andrew Quint, new appointment, seat #1, term expiration date March 30, 2022, Reza Yazdi, new appointment, seat #4, term expiration date March 30, 2022, and Chris Broglio, re-appointment, seat #7, term expiration date March 30, 2022 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-6.** APPROVE appointments to the Urban Forest Advisory Committee: APPOINT Toody Maher, re-appointment, seat #6, term expiration date November 17, 2021, and Stewart Winchester, re-appointment, seat #8, term expiration date November 17, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-7.** APPROVE appointments to the Public Art Advisory Committee: APPOINT Linda Kalin, re-appointment, seat #4, term expiration date November 3, 2019, and Jessica Parker, re-appointment, seat #5, term expiration date November 3, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-8.** APPROVE an appointment to the Historic Preservation Commission; APPOINT M. Fatema Crane, new appointment, seat #6, term expiration date July 31, 2022 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-9.** APPROVE an appointment to the Richmond Youth Council: APPOINT Kashaf Iqbal, new appointment, seat #2, term expiration date October 1, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-10.** APPROVE appointments to the Design Review Board: APPOINT Michael Hannah, re-appointment, seat #1, term expiration date March 17, 2021, Kimberly Butt, re-appointment, seat #3, term expiration date March 17, 2021, Jonathan Livingston, re-appointment, seat #4, term expiration date March 17, 2021, and Karlyn Neel, re-appointment, seat #6, term expiration date March 17, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-11.** APPROVE an appointment to the ECIA Grant Review Panel: APPOINT Jim Becker, new appointment, seat #5, filing an unexpired term with an expiration date of March 31, 2020 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-12.** APPROVE an appointment to the Contra Costa County Advisory Council on Aging: APPOINT Frances Smith, new appointment, City of Richmond Representative, term expiration date September 30, 2020 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-13.** APPROVE an appointment to the Citizens Police Review Commission; APPOINT Catherine Montalbo, new appointment, seat #5, term expiration date November 1, 2022 - Office of the Mayor (Mayor Tom Butt 620-6503).

- H-14.** APPROVE the purchase of two 2019 Ford F250 trucks, from Towne Ford, for use by the Department of Infrastructure Maintenance and Operations Parks Division, in an aggregate amount not to exceed \$68,000 - Department of Infrastructure Maintenance and Operations (Tim Higaes 231-3008).
- H-15.** APPROVE a contract amendment with Pursuit North/Lehr for police vehicle outfitting, increasing the payment limit by \$108,000 to a total of \$563,000 – Department of Infrastructure Maintenance and Operations (Tim Higaes 231-3008).
- H-16.** APPROVE an amendment to the current contract with Oliver's Tow for on-call tow services, increasing the amount of the contract by \$3,000, for a total amount of \$12,000 - Department of Infrastructure and Maintenance Operations (Tim Higaes 231-3008).
- H-17.** APPROVE a contract with Landscape Structures, Inc. for purchase and installation of play equipment, exercise equipment, safety surfacing and site furnishings at Martin Luther King, Jr. Park and Southside Park in an amount not to exceed \$333,180.56 - Department of Infrastructure Maintenance and Operations - (Tim Higaes231-3008).
- H-18.** ACCEPT and APPROPRIATE grant-funds in the amount of \$15,000 from the California Fire Foundation; and APPROVE a sole-source contract with Diablo Fire Safe Council to develop a Community Wildfire Protection Plan in an amount not to exceed \$15,000 - Fire Department (Chief Adrian Sheppard 307-8041).
- H-19.** APPROVE the purchase of apparatus communications system from LN Curtis & Sons in an amount not to exceed \$15,875.38 - Fire Department (Chief Adrian Sheppard 307-8041).
- H-20.** APPROVE a lease amendment with the United States House of Representatives to allow Congressman Mark DeSaulnier to continue to utilize approximately 845 square feet of office space, four cubicles and a conference room on the second floor of 440 Civic Center Plaza as his West County 11th Congressional District offices. The lease agreement is for \$862 per month (\$10,344 per year) and for a two-year term from January 3, 2019, through January 2, 2021 - City Manager's Office (Carlos Martinez/LaShonda White 620-6512).

I. CITY OF RICHMOND CONSENT CALENDAR RESOLUTIONS RELATING TO POLICY DECISIONS ON ISSUES THAT PERTAIN TO OTHER JURISDICTIONS

- I-1.** ADOPT a resolution urging the United States Congress to enact the Energy Innovation and Carbon Dividend Act of 2019 (U.S. Congress House Resolution 763) - Office of the Mayor (Mayor Tom Butt 620-6503).

J. PUBLIC HEARINGS

- J-1.** CONTINUED to May 7, 2019, the matter to DENY the appeal and ADOPT a resolution denying PLN18-123, a Conditional Use Permit and Design Review Permit to install a T-Mobile small cell site on a pole within the public right of way adjacent to 2100 Grant Avenue. Based on the administrative record at the time of publishing this agenda report, staff cannot make all the required findings for approval - Planning and Building Services Department (Lina Velasco 620-6706).
- J-2.** UPHOLD the appeal and ADOPT a resolution approving PLN18-128, a Conditional Use Permit and Design Review Permit to install a T-Mobile small cell site on a pole within the public right of way adjacent to 2732 Downer Avenue. - Planning and Building Services Department (Lina Velasco 620-6706). **This item was continued from the February 5, 2019, meeting.**
- J-3.** UPHOLD the appeal and ADOPT a resolution approving PLN18-130, a Conditional Use Permit and Design Review Permit to install a T-Mobile small cell site on a pole within the public right of way adjacent to 2901 Garvin Avenue. - Planning and Building Services Department (Lina Velasco 620-6706). **This item was continued from the February 5, 2019, meeting.**
- J-4.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Sections 9.20.150 and 9.20.155 to update the solid waste collection rates to include the imposition of recycling and green waste contamination, special service, and overage surcharges - City Manager's Office (Shasa Curl/Adam Lenz 620-5537).

K. ORDINANCES

- K-1.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Chapter 3.54 changing the name of the Citizens Police Review Commission to the Community Police Review Commission - Councilmember Jael Myrick (620-6636).

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

M. 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.