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# Agenda

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## MEETINGS

**RICHMOND HOUSING AUTHORITY MEETING - 6:25 P.M.**

**RICHMOND CITY COUNCIL MEETING - 6:30 P.M.**

**(These meetings are virtual)**

Tuesday, January 18, 2022, 5:00 p.m.

Community Services Building

440 Civic Center Plaza

Richmond, CA 94804

**Link to City Council Agendas/Packets**  
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### Members:

**Thomas K. Butt, Mayor**

**Demnlus Johnson III, Vice Mayor at Large**

**Nathaniel Bates, Councilmember at Large**

**Claudia Jimenez, Councilmember District 6**

**Eduardo Martinez, Councilmember at Large**

**Melvin Willis, Councilmember District 1**

**Gayle McLaughlin, Councilmember District 5**

**Jaycine Scott, Housing Authority Tenant Commissioner**

### CORONAVIRUS DISEASE (COVID-19) ADVISORY

PURSUANT to the Governor of the State of California's Assembly Bill 361 and in the interest of the public health and safety, attendance at the City of Richmond City Council meeting will be limited to Council members, essential City of Richmond staff, and members of the news media. Public comment will be confined to items appearing on the agenda and will be limited to the methods provided below.

## How to watch the meeting from home:

1. KCRT – Comcast Channel 28 or AT&T Uverse Channel 99
2. Livestream online at <http://www.ci.richmond.ca.us/3178/KCRT-Live>

Public comment may be submitted by mail, eComment, email and/or Zoom video conference in the manner that follows, provided that no member of the **public** may submit more than one verbal **comment** per agenda **item**.

Via mail received by 1:00 p.m. the day of the meeting, sent to 450 Civic Center Plaza, 3rd Floor, Office of the Clerk, Richmond, CA 94804.

Via eComments: eComments are available once an agenda is published. Locate the meeting in "upcoming meetings" and click the comment bubble icon. Click on the item you wish to comment on. eComments can be submitted when the agenda is published and until the conclusion of public comments for the agenda item. eComments can be viewed by the City Council and members of the public as they are submitted. Email your comment to [cityclerkdept@ci.richmond.ca.us](mailto:cityclerkdept@ci.richmond.ca.us) should you have difficulty submitting an eComment during a meeting.

Via email to [cityclerkdept@ci.richmond.ca.us](mailto:cityclerkdept@ci.richmond.ca.us) by 1:00 p.m. the day of the meeting.

Emails MUST contain in the subject line 1) public comments – Open Session prior to Closed Session; 2) public comments – Open Forum; or 3) public comments agenda item # \_\_\_ [include the agenda item number]. **All such email with correctly labeled subject lines will be posted on-line and emailed to the City Council before the meeting is called to order. Email received after 1:00 p.m. will be posted on-line following the meeting as part of the supplemental materials attached to the meeting minutes.**

Via Zoom by video conference – for Open Session and City Council: **Please click the link below to join the webinar:**

<https://zoom.us/j/99312205643?pwd=MDdqNnRmS2k4ZkRTOWhiUldQOUF1Zz09>

Passcode: ccmeeting

By iPhone one-tap: US: +16699006833,,99312205643# or +13462487799,,99312205643#

By Telephone: Dial (for higher quality, dial a number based on your current location): US: +1 669 900 6833 or +1 346 248 7799 or +1 253 215 8782 or +1 312 626 6799 or +1 929 205 6099 or +1 301 715 8592

Webinar ID: 993 1220 5643

International numbers available: <https://zoom.us/u/aehrwCgISx>

To comment by video conference, click on the Participants button at the bottom of your screen and select the “**Raise Your Hand**” button to request to speak when Public Comment is being asked for. **When called upon, press the unmute button. After the allotted time, you will then be re-muted. \*\***

To comment by phone, you will be prompted to “Raise Your Hand” by pressing “\*9” to request to speak when Public Comment is asked for. **When called upon, you will be asked to unmuted by**

**pressing \*6.** After the allotted time, you will then be re-muted. Instructions of how to raise your hand by phone are available at:

[https://support.zoom.us/hc/en-us/articles/201362663 -Joining-a-meeting-by-phone.](https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone) \*\*

\*\*The mayor will announce the agenda item number and open public comment when appropriate.

**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.

*The City cannot guarantee that its network and/or the site will be uninterrupted. To ensure that the City Council receives your comments, you are strongly encouraged to submit your comments in writing in advance of the meeting.*

***AB 361 Procedures in the Event of Technical Difficulties: In the event the meeting broadcast is disrupted, or if a technical issue on the agency's end disrupts public participation, the legislative body board cannot take any further action on the agenda until the technical issue is resolved.***

Properly labeled public comments will be considered a public record, put into the official meeting record, available after the meeting as supplemental materials, and will be posted as an attachment to the meeting minutes when the minutes are posted:

[http://www.ci.richmond.ca.us/Archive.aspx?AMID=31.](http://www.ci.richmond.ca.us/Archive.aspx?AMID=31)

### **Procedures for Removing Consent Calendar Items from the Consent Calendar**

Councilmembers and members of the public who wish to remove an item from the consent calendar must comply with the following procedures in order to remove an item from the consent calendar:

1. Telephone or email a City staff member who has knowledge of the subject matter by 2:00 p.m. on the day of meeting. Any staff member shown as an author of the agenda report for the particular item has knowledge of the subject matter and may be called.
1. Inform the City Clerk's Office by email at [cityclerkdept@ci.richmond.ca.us](mailto:cityclerkdept@ci.richmond.ca.us) or by phone at 510-620-6513, ext. 9, by 3:00 p.m. that they discussed the matter with staff with knowledge of the subject matter and that such Councilmember or member of the public, nonetheless, desires the item to be removed from the consent calendar for discussion.

Staff will be informed by the City Clerk's Office as soon as reasonably practicable after notice of the request to remove the item from the consent calendar. Staff may attend the meeting remotely.

### **Accessibility for Individuals with Disabilities**

Upon request, the City will provide for written agenda materials in appropriate alternative formats, or disability-related modification or accommodation, including auxiliary aids or services and sign language interpreters, to enable individuals with disabilities to participate in and provide comments at/related to public meetings. Please submit a request, including your name, phone number and/or email address, and a description of the modification, accommodation, auxiliary aid, service or alternative format requested at least two days before the meeting. Requests should be emailed to

[cityclerkdept@ci.richmond.ca.us](mailto:cityclerkdept@ci.richmond.ca.us) or submitted by phone at 510-620-6513, ext. 9, or 510-620-6509. Requests made by mail to City Clerk's Office, City Council meeting, 450 Civic Center Plaza, Richmond, CA 94804 must be received at least two days before the meeting. Requests will be granted whenever possible and resolved in favor of accessibility.

**Effect of Advisory on In-person public participation**

During the pendency of Assembly Bill 361, the language in this Advisory portion of the agenda supersedes any language contemplating in-person public comment.

**A. OPEN SESSION TO HEAR PUBLIC COMMENT BEFORE CLOSED SESSION**

5:00 p.m.

**B. ROLL CALL**

**C. CLOSED SESSION**

**C.1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
(paragraph (1) of Subdivision [d] of Government Code Section 54956.9)

Paragraph (1) of Subdivision [d] of Government Code Section 54956.9

- a. Richmond Shoreline Alliance, SPRAWLDEF, Citizens for East Shore Parks, Sunflower Alliance, and GreenActionfor Health and Environmental Justice v. City of Richmond
- b. Quincy Peoples v. Zaidan et al.
- c. Hernandez v. Hodges

**C.2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**(Significant exposure to litigation pursuant to paragraph (2) or (3) of Subdivision(d) [as applicable] of Government Code Section 54956.9):

One Case - Veolia Mediation

**D. PUBLIC COMMENT BEFORE CLOSED SESSION**

**E. ADJOURN TO CLOSED SESSION**

**F. SPECIAL MEETING OF THE RICHMOND HOUSING AUTHORITY**

6:25 p.m.

**G. ROLL CALL**

**H. PUBLIC COMMENT INSTRUCTIONAL VIDEO**

**I. STATEMENT OF CONFLICT OF INTEREST**

**J. REPORT FROM THE EXECUTIVE DIRECTOR**

**K. AGENDA REVIEW**

**L. HOUSING AUTHORITY CONSENT CALENDAR**

- L.1. Continued use of teleconference technology for meetings of the Board of Commissioners of the Richmond Housing Authority pursuant to the provisions of AB 361

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ADOPT a resolution requiring the continued use of teleconferencing for the meetings of the Board of Commissioners of the Richmond Housing Authority pursuant to the provisions of AB 361 – City Clerk’s Office (Pamela Christian 510-620-6513).

**M. ADJOURNMENT**

N. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

O. ROLL CALL

P. STATEMENT OF CONFLICT OF INTEREST

Q. AGENDA REVIEW

R. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION

S. REPORT FROM THE CITY MANAGER (public comment allowed under Open Forum)

T. REPORT FROM THE IMPLEMENTATION SUB-COMMITTEE FOR REIMAGINING TASK FORCE (public comment allowed under Open Forum)

U. OPEN FORUM FOR PUBLIC COMMENT

V. CITY COUNCIL CONSENT CALENDAR

V.1. City Clerk's Office

- a. Continued use of teleconferencing for the meetings of all City legislative bodies pursuant to the provisions of Assembly Bill (Ab) 361 16

ADOPT a resolution requiring the continued use of teleconferencing for the meetings of all City legislative bodies pursuant to the provisions of Assembly Bill 361 – City Clerk's Office (Pamela Christian 510-620-6513).

- b. Amendments, Updates, and Corrections to the Council Rules and Procedures 20

APPROVE amendments to the Council Rules and Procedures – City Clerk's Office (Pamela Christian 510-620-6513).

V.2. Economic Development

- a. City-Wide Community Benefits Policy (Ordinance) 56

INTRODUCE an ordinance (first reading) for a city-wide community benefits policy – City Manager's Office (Shasa Curl 510-620-6512).

V.3. Finance Department

- a. Annual review and adoption of swap policy for fiscal year 2021-2022 65

REVIEW the Swap Policy for Fiscal Year 2021-2022; and ADOPT the resolution approving said policy – Finance Department (Belinda Brown 510-620-6740). **This item was continued from the January 11, 2022, meeting.**

V.4.	Human Resources	
a.	Contract amendment with The Segal Group Inc. (Western States) dba Segal to provide supplemental classification and compensation services	78
	APPROVE an amendment to the contract with The Segal Group, Inc. in the amount of \$30,000, for a total amount not to exceed \$280,000, to provide supplemental services to complete the city-wide classification and compensation study; and APPROVE the appropriation of these funds from the general fund reserve balance - Human Resources Department (Anil Comelo/Teresa Fairbanks 510-620-6609).	
V.5.	Library and Community Services	
a.	Love Your Block (LYB) Mini-Grant Program Fiscal Years 2021-2023	165
	APPROVE the Fiscal Years (FY) 2021-2023 Love Your Block Mini-Grant (LYB Mini-Grant) program guidelines, application, final report, and grant award agreement; and AUTHORIZE the city manager or designee to administer grant award agreements and disburse grant funds upon selection of recipients – Library and Community Services Department (LaShonda White/Stephanie Ny 510-620-6563).	
V.6.	Mayor's Office	
a.	Appointment(s) to the Richmond-Zhoushan Friendship Commission	187
	APPROVE appointment(s) to the Richmond-Zhoushan Friendship Commission; APPOINT Alexander Golovets, new appointment, seat #10, term expiration date December 31, 2023 – Office of the Mayor (Mayor Tom Butt 510-620-6503).	
b.	Appointment(s) to the Economic Development Commission	190
	APPROVE appointment(s) to the Economic Development Commission; APPOINT Andrea Portillo-Knowles, new appointment, seat #15, term expiration date March 30, 2022 – Office of the Mayor (Mayor Tom Butt 510-620-6503).	

c.	Appointment(s) to the Human Rights and Human Relations Commission	193
	APPROVE appointment(s) to the Human Rights and Human Relations Commission; APPOINT Megan Sanchez, new appointment, seat #3, term expiration date March 30, 2023; Jason Woody, new appointment, seat #9, term expiration date March 30, 2025 – Office of the Mayor (Mayor Tom Butt 510-620-6503)	
d.	Appointment(s) to the Workforce Development Board	197
	APPROVE appointment(s) to the Workforce Development Board; APPOINT Alexandra McGee, new appointment, seat #8, education and training representative, term expiration date September 22, 2026 – Office of the Mayor (Mayor Tom Butt 510-620-6503).	
e.	Appointment(s) to the Housing Advisory Commission	200
	APPROVE an appointment to the Housing Advisory Commission; APPOINT Preston Lam, re-appointment, seat #7, term expiration date November 1, 2022 – Office of the Mayor (Mayor Tom Butt 510-620-6503).	
V.7.	Public Works	
a.	Contract Amendment No. 2 to legal services contract with Downey Brand law firm	203
	APPROVE Contract Amendment No. 2 with Downey Brand law firm, increasing the amount of the contract \$255,000 (over three years), for a total amount not to exceed \$510,000, for the legal review of the requirements as predetermined in the existing Baykeeper Settlement Agreement, and to represent the City in any future settlement agreement discussions - Public Works (Joe Leach 510-620-5478). <b>This item was continued from the December 21, 2021, and January 11, 2022, meetings.</b>	
b.	Keller Beach sewer line closed-circuit television evaluation	358
	ADOPT a resolution to ACCEPT the Keller Beach Sanitary Sewer CCTV Review and Assessment Report by NCE-Coastland dated January 3, 2022 – Public Works Department (Joe Leach 510-620-5478).	

- c. Resolution ordering the preparation of the annual engineer's report for Fiscal Year 2022-2023 regarding improvements and costs for the Marina Bay Landscape and Lighting Maintenance District 415

ADOPT a resolution ordering the preparation of the annual engineer's report for Fiscal Year 2022-2023 regarding improvements and costs for the Marina Bay Landscape and Lighting Maintenance District – Public Works Department (Joe Leach 510-620-5478).

- d. Resolution ordering the preparation of the annual engineer's report for fiscal year 2022-2023 regarding improvements and costs for the Hilltop Landscape Maintenance District 418

ADOPT a resolution ordering the preparation of the Engineer's Report for Fiscal Year 2022-2023 regarding improvements and costs for the Hilltop Landscape Maintenance District - Public Works Department (Joe Leach 510-620-5478/Greg Hardesty 510-620-6920).

## W. PUBLIC HEARINGS

- W.1. Redistricting Public Hearing 421

HOLD A PUBLIC HEARING AT 7:00 P.M. to RECEIVE public input on draft maps of voting district boundaries as part of the City's requirement to redistrict the City after the release of the 2020 census data. National Demographics Corporation will lead the process – City Clerk's Office (Pamela Christian 510-620-6513).

- W.2. Amendments to Richmond Municipal Code (RMC) Article 15.04.615 to extend amortization period for nonconforming land uses related to the storage and handling of coal and petroleum coke to December 31, 2026 (PLN21-427) 442

INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Sections 15.04.615.050.C and 15.04.615.010.B to extend the amortization period for existing nonconforming land uses related to coal and petroleum coke storage and handling and require the discontinuation of all such uses by December 31, 2026; and; DETERMINE that the ordinance is exempt from the California Environmental Quality Act ("CEQA") because it is not a Project under CEQA (CEQA Guidelines section 15378) and because it is exempt from CEQA pursuant to CEQA Guidelines sections 15301 (existing facilities exemption), 15307 (action to protect natural resources), 15308 (action to protect the environment), and/or 15061(b)(3) ("Common Sense" exemption where there is no reasonable possibility of a significant effect on the environment) – Community Development Department (Lina Velasco 510-620-6841).

- W.3. Temporary (45-day) Moratorium on certain building permits related to sewer connections to the Keller Beach Sanitary Sewer

ADOPT an urgency ordinance, pursuant to Government Code Section 65858, establishing a temporary moratorium (45 days) on the issuance of certain building permits for development requiring new sewer connections to the Keller Beach Sanitary Sewer – Public Works Department (Joe Leach 510-620-5478).

- W.4. Appeal of Planning Commission's approval of a conditional use permit and design review (PLN20-043)

**CONTINUED TO FEBRUARY 1, 2022** - ADOPT a Resolution Denying the Appeal and Affirming the Planning Commission's conditional approval of a Conditional Use Permit and Design Review, to construct a single-family residence on a vacant parcel located within the -S, Shoreline Overlay district at 357 Western Avenue – Community Development Department (Lina Velasco 510-620-6706).

- X. **REPORTS OF OFFICERS: REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)**
- Y. **ADJOURNMENT**