



Agenda

MEETING(S) - (Meetings are virtual)

REGULAR RICHMOND HOUSING AUTHORITY
REVISED REGULAR RICHMOND CITY COUNCIL AGENDA

Tuesday, September 20, 2022, 5:00 p.m.

Community Services Building

440 Civic Center Plaza

Richmond, CA 94804

Members:

Thomas K. Butt, Mayor

Demnlus Johnson III, Councilmember at Large

Nathaniel Bates, Councilmember at Large

Claudia Jimenez, Councilmember District 6

Eduardo Martinez, Vice Mayor at Large

Melvin Willis, Councilmember District 1

Gayle McLaughlin, Councilmember District 5

Jaycine Scott, Housing Authority Tenant Commissioner

Link to City Council Agendas/Packets

<http://www.ci.richmond.ca.us/4157/City-ofRichmond-Council-Meetings>

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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 should you have difficulty submitting an eComment during a meeting.

Via email: to 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.

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>.

Procedures for Removing Items from the Consent Calendar: Members of the public who request to remove an item from the consent calendar must first discuss the item with a staff member by phone or a back-and-forth email discussion, and state the name of the staff member when requesting removal of the item from the consent calendar **(by 2 p.m. the day of the meeting)**.

Any member of the City Council who would like to remove an item from the consent calendar must notify the appropriate staff person and the City Clerk’s Office prior to the meeting. Although members of the City Council are encouraged to ask questions and share concerns with staff ahead of the meeting, they are not required to do so.

The Clerk’s Office must be informed of any requests to remove items from the Consent Calendar. Items removed from the Consent Calendar shall be placed at the end of the agenda for consideration.

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 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.

Disclaimer: The City Clerk's Office translates agendas to enhance public access. Translated agendas are provided as a courtesy and do not constitute legal notice of the meeting or items to be discussed. In case of discrepancy, the English agenda will prevail.

Pages

A. OPEN SESSION TO HEAR PUBLIC COMMENT BEFORE CLOSED SESSION

5:00 p.m.

B. ROLL CALL

C. CLOSED SESSION

C.1. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)

Agency Representatives: Jaclyn Gross and Sharrone Taylor

Employee organizations:

1. SEIU Local 1021 Full Time Unit and Part Time Unit
2. IFPTE Local 21 Mid-Level Management Unit and Executive Management Units
3. Richmond Police Officers Association RPOA
4. Richmond Police Management Association RPMA
5. IAFF Local 188
6. Richmond Fire Management Association RFMA

C.2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9)

- Medina v. City of Richmond
- Arriaga v. City of Richmond
- Richmond Shoreline Alliance v. City of Richmond
- East Bay Regional Park District v. City of Richmond
- SPRAWLDEF et al. v. City of Richmond
- The Guidiville Rancheria of California, et al. v. The United States of America, et. al.
- North Coast Rivers Alliance et al./Point Molate Alliance et al. v. City of Richmond

C.3. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

- Property: 12th and Macdonald
Agency Negotiators: Dave Aleshire, Lina Velasco, Jesus Morales
Negotiating parties: SAA-EVI Richmond Partners, LLC
Under negotiation: Price and terms of payment
- Property: South 45th Street to the west, Wall Avenue to the south, Interstate 80 to the east, and the BART tracks to the north
Agency negotiator: Anita Luck, Lina Velasco, Jesus Morales
Negotiating parties: Miraflores Community Devco, LLC
Under negotiation: Price and terms of payment

C.4. 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)

- Three cases:

In light of the California Court of Appeal's decision in Fowler v. City of Lafayette, the City Attorney's Office is attaching to this agenda four communications regarding the amended judgment and various agreements related to Point Molate. These letters provide the existing facts and circumstances for going into closed session on these items pursuant to California Government Code Section 54956.9(d)(2) and (e)(3).

D. PUBLIC COMMENT BEFORE CLOSED SESSION (public comment limited to items on the Closed Session agenda only)

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. AGENDA REVIEW

K. HOUSING AUTHORITY CONSENT CALENDAR

K.1. Continued use of teleconference technology

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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).

L. ADJOURNMENT

M. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

N. ROLL CALL**O. STATEMENT OF CONFLICT OF INTEREST****P. AGENDA REVIEW****Q. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION****R. REPORT FROM THE CITY MANAGER (public comment allowed under Open Forum)****S. REPORT FROM REIMAGINING TASK FORCE - 3rd Tuesday (public comment allowed under Open Forum)****T. OPEN FORUM FOR PUBLIC COMMENT****U. CITY COUNCIL CONSENT CALENDAR****U.1. City Clerk's Office****U.1.a. Continued Use of Teleconferencing** 15

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).

U.2. City Council**U.2.a. Amend the Local Urgency Eviction Moratorium to Indicate that the Ordinance Will Not Apply to Owner Move-ins and Instead Owner Move-ins Will be Regulated by the Original Rent Program Ordinance.** 19

DIRECT City staff to draft an amendment to the Urgency Eviction Moratorium ordinance (by the end of October) to add a provision within the ordinance that allows for Owner Move-ins during the remainder of this moratorium - Councilmembers Gayle McLaughlin (510-620-6636) and Claudia Jimenéz (510-620-6565).

U.3. Finance Department**U.3.a. Annual Review and Adoption of Financial Policies for Fiscal Year 2022-23 (Cash Reserve, Debt, Investment, OPEB Funding, SWAP and Grant Management)** 28

REVIEW and ADOPT the Financial Policies (Cash Reserve, Debt, Investment, OPEB Funding, SWAP and Grant Management) and resolutions for Fiscal Year 2022-2023 – Finance Department (Delmy Cuellar 510-620-6740).

- U.4. Human Resources**
- U.4.a. Resolution Granting the City Manager Authority to Amend the City's Position Control List to Add Deputy Director of Public Works – City Engineer.** 96
- ADOPT a resolution granting the city manager permission to amend the current position control list to reallocate the Deputy Director of Public Works - Operations and Maintenance as Deputy Director of Public Works - City Engineer – City Manager's Office/Human Resources Department (Shasa Curl/Sharrone Taylor 510-620-6602).
- U.5. Library and Community Services**
- U.5.a. Contract with Rebuilding Together East Bay-North for Resilience Hubs** 100
- APPROVE a sole-source contract with Rebuilding Together East Bay-North, in an amount not to exceed \$90,000, to procure and mobilize equipment for the power hubs project, with a term from October 1, 2022, through June 30, 2023 – Library and Community Services Department (LaShonda White/Stephanie Ny 510-620-6563).
- U.6. Mayor's Office**
- U.6.a. Drive Electric Week – September 23 – October 2, 2022** 130
- PROCLAMATION declaring September 23 – October 2, 2022, as Drive Electric Week in the City of Richmond – Mayor's Office (Mayor Tom Butt 510-620-6503).
- U.7. Police Department**
- U.7.a. Pre-Employment Background Investigations Companies for Police Department Applicants** 133
- APPROVE contracts with three vendors: James Anthony Carroll Investigations; Moreland Investigations; and T Jung Investigations, for the purpose of providing background investigations for sworn and non-sworn Police Department applicants, for a total combined amount of \$180,000, not to exceed \$60,000 per vendor, over the entire three-year contract term of October 1, 2022, through September 30, 2025 – Police Department (Chief Bisa French 510-621-1802).
- U.7.b. Out of State Travel Approval for the Police Chief to attend the International Association of Chiefs of Police Conference in Texas** 275
- APPROVE the out of state travel request to Texas, as an exception to Resolution 91-17, to allow for the Police Chief to attend the 2022 International Association of Chiefs of Police Conference which includes several presentations that align with the travel exception list – Police Department (Chief Bisa French 510-621-1802).

U.8. Public Works**U.8.a. Proposed Contract with Advance Crime Scene Restoration 278**

APPROVE a three-year contract with Advance Crime Scene Restoration to manage biohazardous cleanups, in an amount not-to-exceed \$117,000, with a term beginning September 1, 2022, and ending September 1, 2025, with a \$75,500 two-year option to renew – Public Works Department (Joe Leach 510-620-5478).

U.8.b. Playground Resurfacing Contract 307

APPROVE a contract in the amount of \$269,519 with SpectraTurf for playground resurfacing, with a contract term from September 21, 2022, to June 30, 2023; and APPROPRIATE budget using fund balance – Public Works Department (Joe Leach 620-5478/Greg Hardesty 620-6920).

V. NEW BUSINESS**V.1. Special Cases at Rydin Road 343**

DIRECT City staff to coordinate efforts with County services to get the identified residents connected with the necessary service providers by October 31, 2022 – Vice Mayor Eduardo Martinez (510-620-6593)

V.2. Distribution of the Initial \$50,000 Funds To Rydin Road Residents by a Service Provider. 345

APPROVE a sixth contract amendment and APPROPRIATE \$50,000 to Housing Consortium of the East Bay (HCEB) to support residents' sunsetting from Rydin Road, which was previously appropriated to Community Development; and APPROVE an option for the criteria HCEB shall use to distribute \$50,000, in a total not to exceed \$250,000 in flex funds; and CONSIDER the extension of the HCEB contract and sunset date to October 21, 2022 – City Manager's Office (Shasa Curl 510-620-6512).

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