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# *Agenda*

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MEETING(S) ARE VIRTUAL

**SPECIAL MEETING OF THE RICHMOND HOUSING AUTHORITY  
REGULAR RICHMOND CITY COUNCIL AGENDA**

Tuesday, November 15, 2022, 2:00 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

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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/aehrwCglSx>

**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](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.

**Unless otherwise noted in an agenda description, all actions taken by the Council include a determination that CEQA does not apply (i.e., the action is not a project and therefore exempt from CEQA).**

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.

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**Pages**

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

2:00 p.m.

**B. ROLL CALL****C. CLOSED SESSION****C.1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)**

- Title: City Attorney

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

- Winehaven 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: Terminal One  
Agency negotiators: Lina Velasco and Dave Aleshire  
Negotiating parties: Terminal One Development LLC  
Under negotiation: Price and terms of payment
- Property: Nevin Plaza - 2400 Nevin Plaza  
Agency negotiators: Nannette Beacham and Susan Bloch  
Negotiating parties: EAH Housing  
Under negotiations: Price and Terms of Payment
- Property: Richmond Bay Marina  
Agency negotiators: Craig Murray and Dave Aleshire  
Negotiating parties: Richmond Bay Marina, LLC and SHM MBYH, LLC  
Under negotiations: 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 negotiators: Anita Luck, Lina Velasco, and Jesus Morales  
Negotiating parties: Miraflores Community Devco, LLC  
Under negotiation: Price and terms of payment

**C.4. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)**

- Agency Representatives: Sharrone Taylor and Jack Hughes

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.5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9)**

- One Case

**D. PUBLIC COMMENT BEFORE CLOSED SESSION**

**E. ADJOURN TO CLOSED SESSION**

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**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**

13

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).

**K.2. Housing Authority Meeting Minutes**

17

APPROVE the minutes of the Special October 18, 2022, Housing Authority meeting - City Clerk’s Office (Pamela Christian 510-620-6513).

**L. ADJOURNMENT**

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**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 THE 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 Attorney's Office****U.1.a. Legal Services Agreement with Sher Edling LLP**

18

ADOPT a resolution authorizing the city manager to execute a legal services agreement with Sher Edling LLP to represent the City of Richmond on a contingency fee basis in litigation over PCB contamination – City Attorney's Office (Dave Aleshire 510-620-6509).

**U.2. City Clerk's Office****U.2.a. Continued Use of Teleconferencing**

35

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.b. City Council Meeting Minutes**

39

APPROVE the minutes of the October 25 and November 1, 2022, Regular City Council meetings - City Clerk's Office (Pamela Christian 510-620-6513).

**U.3. City Council****U.3.a. Noise Issues Coming from Port Industries**

55

DIRECT staff to bring a report to the City Council in December that addresses ways to regulate the major noise issues coming from Port Industries - Councilmember Gayle McLaughlin (510-620-6636).

- U.4. Community Development**
- U.4.a. Two-month Extension of Rebuilding Together East Bay North/SOS Contract** 57
- APPROVE an Amendment No. 2 of the Rebuilding Together East Bay-North (RTEBN) contract to extend the term to January 31, 2023, and increase the contract limit by \$166,504.72, for a new total contract limit not to exceed 1,150,479.72, to continue providing encampment services and job opportunities for the unhoused – Community Development (Lina Velasco/Jesus Morales 510-620-6649).
- U.5. Economic Development**
- U.5.a. Grant Funding from the Bay Area Air Quality Management District (BAAQMD)** 121
- ACCEPT and APPROPRIATE the \$1,003,250 grant award from the Bay Area Air Quality Management District (BAAQMD) to the City of Richmond’s Port Division - City Manager’s Office, Economic Development (Shasa Curl/Lizeht Zepeda 510-620-6653).
- U.6. Finance Department**
- U.6.a. Cost of Living Increase for Recipients of the General Pension Fund for 2023** 145
- ADOPT a resolution approving a three percent annual cost of living increase, in addition to the two percent minimum cost of living increase, for the recipients of the General Pension Fund, for a total annual cost of living increase of five percent for these recipients – Finance Department (Delmy Cuellar 510-620-6740).
- U.7. Human Resources**
- U.7.a. Third Contract Amendment with George Hills Company** 149
- APPROVE a third amendment extending the contract with George Hills Company through June 30, 2024, and adding an additional \$270,108, to continue providing third-party administration of general liability claims received by the City, for a new total contract amount not to exceed \$868,668 – Human Resources Department (Sharrone Taylor/Laura Marquez 510-620-6974).
- U.7.b. Amending the City of Richmond Salary Schedule** 231
- ADOPT a resolution amending the salary schedule to retitle Payroll Supervisor to Payroll Manager and amending the salary ranges for Payroll Manager and Deputy Director of Public Works City Engineer – Human Resources Department (Sharrone Taylor/Nickie Mastay 510-620-6602).

- U.8. Library and Community Services**
- U.8.a. Contract with Specialty Vehicle Services** 236
- APPROVE the sole-source contract with Specialty Vehicle Services, LLC, for consulting services for the design and procurement of a new Bookmobile, for a total amount of \$20,300, for a term beginning November 16, 2022, and ending November 15, 2023 – Library and Community Services Department (Diana Lopez 510-620-5452/Christopher Larsen 510-620-5524).
- U.8.b. Approval of the Expenditures Associated with the 2022-2025 California Violence Intervention and Prevention (CALVIP) Grant Award** 276
- ADOPT a resolution to ACCEPT and APPROPRIATE the expenditure plan associated with the 2022-2025 California Violence Intervention and Prevention Program (CalVIP) grant award in the amount of \$6,000,000; and AUTHORIZE the city manager or their designee to negotiate and execute multi-year contracts, with termination dates ranging from June 30, 2025, through December 31, 2025, with RYSE Center (\$1,000,000), Richmond Police Activities League (RPAL) (\$1,150,000), Safe Return Project (\$1,000,000), Evident Change (\$300,000), Literacy for Every Adult Program (LEAP) (\$120,000), and for financial audit services (\$25,000); and AUTHORIZE the city manager or their designee to execute all budgetary and program amendments approved by the Board of State and Community Corrections, and any associated City contract amendments – Library and Community Services Department (LaShonda White/Sam Vaughn 510-620-5404).
- U.9. Mayor's Office**
- U.9.a. Small Business Saturday – November 26, 2022** 338
- PROCLAMATION declaring November 26, 2022, as Small Business Saturday in the City of Richmond – Mayor's Office (Mayor Tom Butt 510-620-6503).
- U.9.b. Design Review Board Appointments** 341
- APPOINT Umoja Akbar, Design Review Board, Seat #4, Term Expires March 17, 2024; David Plotkin, Design Review Board, Seat #5, Term Expires March 17, 2023 - Mayor's Office (Mayor Tom Butt 510-620-6503).
- U.9.c. Contra Costa County Advisory Council on Aging Appointment** 345
- APPOINT Cate Burkhart, Contra Costa County Advisory Council on Aging, City of Richmond's Seat, Term Expires September 30, 2024 - Mayor's Office (Mayor Tom Butt 510-620-6503).

**U.9.d. Transgender Day of Remembrance – November 20, 2022 349**

PROCLAMATION declaring November 20, 2022, as Transgender Day of Remembrance in the City of Richmond – Mayor’s Office (Mayor Tom Butt 510-620-6503).

**U.9.e. Planning Commission Appointment 352**

APPOINT Bhavin Khatri, Planning Commission, Seat #5, Term Expires June 30, 2024 - Mayor’s Office (Mayor Tom Butt 510-620-6503).

**U.10. Police Department**

**U.10.a. Three-Year Contract with Data Ticket 355**

APPROVE a three-year contract with Data Ticket, Inc., from January 1, 2023, through December 31, 2026, to provide parking citation software and payment collection services, in an amount not to exceed \$30,000, with two one-year options to renew the contract based on the same terms if approved by both parties - Police Department (Chief Bisa French 510-621-1802).

**U.10.b. Contract Amendment with Allied Universal Security Services 425**

APPROVE a fourth amendment to the contract with Allied Universal in the total amount of \$834,555, including \$495,000 for services provided at the Civic Center and Library campuses, as well as \$339,555 for services provided to Booker T. Anderson Community Center, for a new contract total amount not to exceed \$2,018,253, and an extended term through December 31, 2023, utilizing the first one-year additional time extension – Police Department (Chief Bisa French 510-621-1802).

**V. PUBLIC HEARINGS**

**V.1. Amendments to Richmond Municipal Code Article VI Chapter 6.02 486**

INTRODUCE an ordinance (first reading) with an effective date of January 1, 2023, amending Richmond Municipal Code (RMC) Article VI, Building Regulations, Chapter 6.02 by adopting the 2022 California Building Standards Code with noted local amendments – Community Development Department (Lina Velasco/Chris Castanchoa 510-620-6764).

**W. NEW BUSINESS**

**W.1. Marina Lease Amendment and Assignment 565**

APPROVE an assignment of Marina Lease to Safe Harbors Marinas (SHM MBYH, LLC); and APPROVE an amended and restated Marina Lease between the City of Richmond and Safe Harbors Marinas (SHM MBYH, LLC) for the balance of the 55-year original lease term ending June 30, 2055 – City Manager’s Office (Craig Murray 510-307-8188). **This item was continued from the November 1, 2022, meeting.**

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