



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

AGENDA(S):

***SPECIAL MEETING OF THE RICHMOND CITY COUNCIL**

***JOINT SPECIAL MEETING OF THE RICHMOND HOUSING AUTHORITY / RICHMOND CITY COUNCIL**

***REGULAR MEETING OF THE RICHMOND CITY COUNCIL**

Tuesday, March 28, 2023, 3:30 p.m.

Community Services Building

440 Civic Center Plaza

Richmond, CA 94804

Members:

Claudia Jimenez, Councilmember District 6

Eduardo Martinez, Mayor at Large

Melvin Willis, Councilmember District 1

Gayle McLaughlin, Vice Mayor, District 5

Doria Robinson, Councilmember District 3

Cesar Zepeda, Councilmember District 2

Soheila Bana, Councilmember District 4

Jaycine Scott, Housing Authority Tenant Commissioner

NOTICE: SEATING IN THE CHAMBERS WILL BE LIMITED TO THE FIRST 39 PEOPLE AND MASKS ARE STRONGLY ENCOURAGED.

Link to City Council Agendas/Packets

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

Register to receive notification of new agendas, etc.
<http://www.ci.richmond.ca.us/list.aspx>

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>

HOW TO SUBMIT PUBLIC COMMENTS:

In Person: Anyone who desires to address the City Council on items appearing on the agenda, *including Open Forum*, 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. **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.**

Via Zoom: Anyone who desires to address the City Council on items appearing on the agenda, *including Open Forum*, must raise their hand once public comment is open. **The public speakers attending in person will be called first, followed by Zoom participants. Only those public speakers that have their hand raised once the speakers are called will be recognized.**

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. **

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

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. 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].

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>

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.

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.

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.

[Click here for City Harassment Policy](#)

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.

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.

Pages

A. OPEN SESSION TO HEAR PUBLIC COMMENT BEFORE CLOSED SESSION

3:30 p.m.

B. ROLL CALL

C. CLOSED SESSION

C.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

- Title: City Clerk

C.2 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9)

- One Case

C.3 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9)

- Winehaven v. City of Richmond
- Guidiville Rancheria of California, et al. v. United States of America, et al.
- North Coast Rivers Alliance et al./Point Molate Alliance et al. v. City of Richmond

C.4 CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

- Property: 1324 Canal Boulevard (General Warehouse, Port of Richmond)
Agency negotiator: Dave Aleshire, Lizeht Zepeda, and Nannette Beacham
Negotiating parties: Richmond Grown
Under negotiation: Price and terms of payment
- Property: Metro Walk Phase II at Richmond Transit Village
Agency Negotiators: Nannette Beacham, Lina Velasco
Negotiating Parties: Pacific West Builders, Inc., San Francisco Bay Area Rapid Transit District
Under negotiation: Price and terms of payment (11th Amendment/Disposition and Development Agreement)

C.5 CONFERENCE WITH LEGAL COUNSEL- WORKERS' COMPENSATION CLAIMS (Pursuant to Government Code § 54956.95) (Two Employees)

- Claimant: Employee - Police Department
Five Claims: 18000105COR, 17000123COR, 21000065COR, 21000140COR. 21000141COR
Agency Claimed Against: City of Richmond
- Claimant: Employee – Fire Department
Three Claims: 15000124COR, 17000099COR, 20000053COR
Agency Claimed Against: City of Richmond

D. PUBLIC COMMENT BEFORE CLOSED SESSION

E. ADJOURN TO CLOSED SESSION

F. SPECIAL MEETING OF THE RICHMOND CITY COUNCIL

5:30 p.m.

G. PLEDGE OF ALLEGIANCE

H. ROLL CALL

I. STATEMENT OF CONFLICT OF INTEREST

J. AGENDA REVIEW

K. BUDGET SESSION

K.1 Fiscal Year 2022-2023 Mid-Year Review

12

REVIEW the Fiscal Year 2022-2023 mid-year budget which includes proposed budget adjustments increasing General Fund revenue by \$8,460,793 and expenditures by \$7,926,484 and increasing Non-General Fund revenue by \$4,350,887 and expenditures by \$1,530,472; and ADOPT a Resolution for Fiscal Year 2022-2023 Mid-Year budget adjustments in Attachment 2 – City Manager’s Office/Finance Department (Shasa Curl/Nickie Mastay/Delmy Cuellar 510-620-6740).

L. ADJOURNMENT

**M. JOINT SPECIAL MEETING OF THE RICHMOND HOUSING AUTHORITY /
RICHMOND CITY COUNCIL**

6:25 p.m.

N. ROLL CALL

O. STATEMENT OF CONFLICT OF INTEREST

P. REPORT FROM THE EXECUTIVE DIRECTOR

Q. AGENDA REVIEW

R. HOUSING AUTHORITY CONSENT CALENDAR

R.1 Housing Authority Meeting Minutes

83

APPROVE the minutes of the Richmond Housing Authority February 21, 2023, special meeting - City Clerk's Office (Pamela Christian 510-620-6513).

R.2 Emergency Contract with Legacy Mechanical and Energy Services for a Boiler Replacement

85

ADOPT a resolution authorizing an emergency contract with Legacy Mechanical and Energy Services, in an amount not to exceed \$16,900 plus a 10 percent contingency of \$1,690, for a total contract amount not to exceed \$18,590, to replace the two heat pumps at Nevin Plaza and authorizing the payment of City permit fees in the amount of \$1,795, for a total project cost amount of \$20,385 - Richmond Housing Authority (Gabino Arredondo 510-620-6606).

S. JOINT RICHMOND HOUSING AUTHORITY / RICHMOND CITY COUNCIL BUDGET SESSION

S.1 Fiscal Year (FY) 2022-23 Amended Budget Adjustments

127

ADOPT a joint resolution approving the proposed Fiscal Year (FY) 2022-2023 Richmond Housing Authority (RHA) amended budget adjustments with revised estimated revenues of \$4,803,922 and total expenditures of \$4,895,044; and APPROVE an increase in the RHA Fiscal Year 2022-2023 General Fund subsidy amount by \$91,122 from \$1,261,082 to \$1,352,204 which will provide sufficient revenue to match anticipated expenditures and balance the RHA budget to \$4,895,044 in estimated revenues and \$4,895,044 in estimated expenditures – Richmond Housing Authority/Finance Department (Gabino Arredondo/Rita Martinez 510-621-1300).

T. ADJOURNMENT

U. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

- V. ROLL CALL**
- W. STATEMENT OF CONFLICT OF INTEREST**
- X. AGENDA REVIEW**
- Y. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION**
- Z. REPORT FROM THE CITY MANAGER (public comment allowed under Open Forum)**
- AA. REPORTS OF OFFICERS: REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS) (limited to two minutes per Councilmember) (public comment allowed under Open Forum)**
- AB. CRIME REPORT FROM POLICE CHIEF - 4th Tuesday (public comment allowed under Open Forum)**
- AC. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS (public comment allowed under Open Forum)**
- AC.1 Proclamation commemorating community leader Mrs. Nailah Buford 137**
- PROCLAMATION recognizing Mrs. Nailah Buford for her community leadership and significant contributions to the betterment of the City of Richmond - Mayor Eduardo Martinez (510-620-6503) and Councilmember Doria Robinson (510-620-6824).
- AD. OPEN FORUM FOR PUBLIC COMMENT**
- AE. CITY COUNCIL CONSENT CALENDAR**
- AE.1 City Clerk's Office**
- AE.1.a Cancellation of April 25, 2023, Regular City Council Meeting 139**
- APPROVE the cancellation of the April 25, 2023, Regular City Council meeting - City Clerk's Office (Pamela Christian 510-620-6513).

AE.2	Community Development	
AE.2.a	Authorization to execute Agreements with Grant Application partners, BART, Pacific West Communities, and AC Transit related to an AHSC Grant Application for the Metrowalk Phase 2 Project	141
	AUTHORIZE the city manager to enter into an Implementation and Mutual Indemnity Agreement with BART and Pacific West Communities for Affordable Housing Sustainable Communities (AHSC) pass-through funds, totaling up to \$40 million and also enter into a Sustainable Transportation Infrastructure (STI) and Transit Related Infrastructure (TRA) assistance Agreement with AC Transit to complete certain transit improvements within the City right-of-way for up to \$1.2 million for a proposed AHSC application for the Metrowalk Phase 2 project, if awarded – Community Development Department (Lina Velasco 510-620-6841).	
AE.2.b	Contract with Safe Organized Spaces (SOS) to Provide Encampment Services	160
	APPROVE a contract with Safe Organized Spaces for the term beginning March 28, 2023, to June 30, 2024, with an option to extend for one year if funding is available, for a total contact amount not to exceed \$738,693.59, to provide encampment services and job opportunities for the unhoused – Community Development Department (Lina Velasco/Jesus Morales 510-620-6649).	
AE.3	Mayor's Office	
AE.3.a	Appointment to Community Police Review Commission	259
	APPOINT Rachel Lorber to the Community Police Review Commission, to fill an unexpired term, Term Expires November 1, 2024 - Mayor's Office (Mayor Eduardo Martinez 510-620-6503).	
AE.3.b	Proclamations for the month of April; Donate Life Month, Earth Day, Sexual Assault Awareness Month, Transgender Day of Remembrance	262
	PROCLAMATIONS recognizing Donate Life Month, Earth Day, Sexual Assault Awareness Month, and Transgender Day of Remembrance - Mayor's Office (Eduardo Martinez 510-620-6503).	
AF.	STUDY AND ACTION SESSION	
AF.1	Report by the West Contra Costa Fire Safe Council	268
	RECEIVE a presentation from West Contra Costa Fire Safe Council (WCCFSC) regarding its mission, objectives, and achievements – Fire Department (Chief Angel Montoya 510-307-8041). This item was continued from the December 20, 2022, January 24, 2023, February 28, 2023, and March 7, 2023, meetings.	

AF.2 Presentation from District Attorney Diana Becton 291

RECEIVE a presentation from Contra Costa County District Attorney Diana Becton - Councilmember Jimenez (510-620-6581).

AF.3 Presentation from Center for Biological Diversity and Biofuelwatch on the impacts of the Golden State Natural Resources (GSNR) wood pellet project 308

RECEIVE a presentation from the Center for Biological Diversity and Biofuelwatch on the wood pellet project proposed by Golden State Natural Resources (GSNR) and its pollution exposure and risk to the community and the environment - Vice Mayor McLaughlin (510-620-6636) and Councilmember Zepeda (510-620-6593).

AF.4 The Latina Center & RCF Connects Presentations 335

RECEIVE a presentation from The Latina Center and RCF Connects in recognition of International Women's Day and Women's History Month – City Manager's Office (Shasa Curl 510-620-6512).

AG. ADJOURNMENT
