



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

AGENDA(S):

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

Tuesday, April 4, 2023, 5:00 p.m.

Community Services Building

440 Civic Center Plaza

Richmond, CA 94804

Members:

Eduardo Martinez, Mayor at Large

Melvin Willis, Councilmember District 1

Cesar Zepeda, Councilmember District 2

Doria Robinson, Councilmember District 3

Soheila Bana, Councilmember District 4

Gayle McLaughlin, Vice Mayor, District 5

Claudia Jimenez, Councilmember District 6

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

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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>

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Webinar ID: 993 1220 5643

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

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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.

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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>

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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.

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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).

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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 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

C.2 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.3 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.4 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: 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)

- D. PUBLIC COMMENT BEFORE CLOSED SESSION (limited to items on the Closed Session agenda only)
 - E. ADJOURN TO CLOSED SESSION
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F. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

G. PLEDGE OF ALLEGIANCE

H. ROLL CALL

I. STATEMENT OF CONFLICT OF INTEREST

J. AGENDA REVIEW

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

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

M. 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)

N. ABATEMENT REPORT FROM THE PUBLIC WORKS DIRECTOR - 1st Tuesday (public comment allowed under Open Forum)

O. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS (public comment allowed under Open Forum)

O.1 Recognition of Ramadan and Eid Al-Fitr

13

PROCLAMATION acknowledging Ramadan and Eid Al-Fitr - Councilmember Soheila Bana (510-620-6743) and Mayor Eduardo Martinez (510-620-6503).

P. OPEN FORUM FOR PUBLIC COMMENT

(public comment on items that remain on the Consent Calendar or items not on the agenda - limited to 2 minutes unless otherwise specified - Back and forth dialogue with the Council is prohibited)

Q. CITY COUNCIL CONSENT CALENDAR

(All items placed under the Consent Calendar are considered to be routine and noncontroversial. These items will be enacted upon together with a motion and second, without discussion, of any member of the City Council, and each item shall be deemed to have received the action recommended.)

Q.1 City Clerk's Office

Q.1.a City Council Meeting Minutes

16

APPROVE the minutes of the March 7, 2023, regular City Council meeting - City Clerk's Office (Pamela Christian 510-620-6513).

Q.2 City Council

Q.2.a Oppose California Senate Bill 423 Streamlined Housing Approvals

25

ADOPT a resolution opposing California Senate Bill 423, as introduced (Wiener) Streamlined housing approvals: multifamily housing developments: SB 35 (Chapter 366, Statutes of 2017) expansion – Councilmember Soheila Bana (510-620-6743).

Q.3	Community Development	31
Q.3.a	Approval to Attend the Community Village Symposium in Austin, Texas	31
	APPROVE travel requests for Jesus M. Morales, Housing Manager, and Robert Armijo, Deputy Director of Public Works/City Engineer to attend the Symposium for Goodness’ Sake in Austin, Texas to learn about the Community First! Village model for addressing intractable homelessness – Community Development Department (Lina Velasco 510-620-6841).	
Q.4	Finance Department	40
Q.4.a	Ratification of the City Manager's Approval of three Emergency Expenditures Executed to Mitigate the Emergency Arising from January’s Rainstorms	40
	RATIFY three expenditures approved by the Director of Emergency Services during the January 2023 activation of the Emergency Operations Center (EOC) to include contracts with Julian Tree Care, Inc., and Allied Universal Security Services, and a credit card transaction with Hyatt Place Emeryville, for a total amount of \$174,000 – Finance Department (Nickie Mastay 510-620-6609/Mubeen Qadar 510-412-2077).	
Q.4.b	Investment and Cash Balance Report and Monthly Overtime Reports for the Month of February 2023	146
	RECEIVE the City’s Investment and Cash Balance Report and monthly Overtime Reports for the month of February 2023 – Finance Department (Nickie Mastay/Mubeen Qader 510-412-2077).	
Q.5	Human Resources	161
Q.5.a	Annual Compensation Adjustment for the City Clerk	161
	APPROVE a salary adjustment for the City Clerk effective March 1, 2023, from \$14,092.38 per month to \$14,797 per month (a five percent increase) – Human Resources Department (Sharrone Taylor/Nickie Mastay 510-620-6602).	
Q.6	Information Technology	164
Q.6.a	Out-of-State Travel Approval for IT Manager and Senior Programmer to Attend the Annual Tyler Technology Conference in Texas	164
	APPROVE travel requests for the Information Technology Manager and Senior Programmer to attend the Tyler Technology Connect23 Conference in San Antonio, Texas, which includes several presentations that align with the travel exception list – Information Technology Department (Sue Hartman 510-620-6874).	

Q.7	Library and Community Services	
Q.7.a	Memorandum of Understanding with West Coast Chess Alliance for Chess Programs and Tournaments at Various Community Centers	182
	APPROVE the Memorandum of Understanding between the City of Richmond and West Coast Chess Alliance for afterschool chess lessons, and tournaments at various Community Centers from April 5, 2023, to December 31, 2028 – Community Services Department (Ranjana Maharaj/Tetteh Kisseh 510-620-6919).	
Q.7.b	First Contract Amendment with Weigh of Life for Workforce Development Services	200
	APPROVE a first amendment to the contract with Weigh of Life, in the amount of \$12,000, for a new total contract amount not to exceed \$28,000, to continue providing workforce development services in support of the Department of Labor’s CAREER grant, with a contract term extending through August 19, 2023 – Community Services Department (Tamara Walker 510-307-8006).	
Q.7.c	Contract with the Richmond Police Activities League to Provide Workforce Training and Work Experience Opportunities	311
	APPROVE a contract with the Richmond Police Activities League (RPAL) to provide workforce training and employment services to 20 youth, for a term commencing April 5, 2023, and ending March 31, 2024, for a total amount not to exceed \$73,700 funded by the California for All Youth grant – Community Services Department/Employment and Training (Tamara Walker 510-307-8006).	
Q.7.d	Sole-Source Agreement with Columbia Technology Corporation (CTC)	372
	APPROVE a sole-source agreement between Columbia Technology Corporation (CTC) and the Richmond Public Library in an amount not to exceed \$10,000 annually, for the period of March 2022 to June 30, 2025, for an aggregate amount not exceed \$30,000, to provide high-speed internet access for the Richmond Public Library – Community Services Department/Library Division (LaShonda White/Christopher Larsen 510-620-5524).	
Q.7.e	Grant Award from the Chevron Community Engagement Foundation	396
	ADOPT a resolution to ACCEPT and APPROPRIATE a \$35,000 grant award from the Chevron Community Engagement Foundation for the Office of Neighborhood Safety (ONS) Operation Peacemaker Fellowship program for the calendar year 2023 - Community Services Department/Office of Neighborhood Safety (Sam Vaughn 510-620-5404).	

- Q.8 Mayor's Office**
- Q.8.a Appointment to the Rent Board** 401
 APPOINT Jim Hite to the Rent Board, to fill an open position, Term Expires March 21, 2025 - Mayor's Office (Mayor Eduardo Martinez 510-620-6503).
- Q.8.b Appointment to Rent Board** 405
 APPOINT Elaine Dockens to the Rent Board, to fill an open position, Term Expires March 21, 2025 - Mayor's Office (Mayor Eduardo Martinez 510-620-6503).

- Q.9 Police Department**
- Q.9.a First Amendment to the Contract with Advance Crime Scene Restoration** 410
 APPROVE a first amendment to the contract with Advance Crime Scene Restoration (ACSR) to include deep cleaning services for the Department's gym and increase the contract amount to \$41,325, for a new total contract amount of \$158,325 – Police Department (Chief Bisa French 510-621-1802).

- Q.10 Public Works**
- Q.10.a City Council approved an Encroachment Agreement Application at 8 Western Drive. At City Council's direction, City entered into Encroachment Agreement with owners; it now presents the Agreement to City Council, pursuant to RMC 12.30.200, et seq.** 437
 APPROVE the Encroachment Agreement between the City and the title of record property holders of 8 Western Drive for a private landowner fence encroachment into the unimproved public right-of-way at said address; and reaffirm its decision that the findings pursuant to RMC 12.30.190(a)(1)(A-G) have been met – Public Works Department (Daniel Chavarria/Robert Armijo 510-620-5477).

R. PUBLIC HEARINGS

- R.1 Interim Ordinance Extending Urgency Ordinance No. 02-23** 472
 HOLD a public hearing; and ADOPT an Interim Ordinance establishing a 22-month and 15-day extension of Urgency Ordinance No. 02-23 imposing a temporary moratorium on issuance of building permits requiring new sewer connections to the Keller Beach Sanitary Sewer; and declaring an urgency thereof – Public Works Department (Daniel Chavarria 510-620-5478/Robert Armijo 510-620-5477).

- R.2 **Zoning Text and Map Amendments to codify the Richmond Livable Corridors Form-Based Code (FBC) as new Series 15.04.400 in the Richmond Municipal Code (RMC), and other related consistency amendments** 494

HOLD a public hearing; and INTRODUCE an ordinance (first reading) adopting the proposed Zoning Text and Map Amendments adding a new Series 15.04.400 Form-Based Code Zoning Districts in the Richmond Municipal Code (RMC), and associated amendments to Series 100 and 800 of the RMC – Community Development Department (Lina Velasco/ Hector Rojas 510-621-1220/ Roberta Feliciano 510-620-6662).

S. NEW BUSINESS

- S.1 **The Latina Center & RCF Connects Presentations** 910

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). **This item was continued from the March 28, 2023, meeting.**

- S.2 **Chevron Hydrogen Project Legal Services Agreement** 940

APPROVE a legal services agreement with Aleshire & Wynder for legal representation related to a proposed Chevron Hydrogen Fuel project, with the term expiration date of June 30, 2024, and for a total amount not to exceed \$85,000 to be paid by fees collected from the project applicant - City Attorney’s Office (James Atencio 620-6509). **This item was continued from the February 21, 2023, February 28, 2023, and March 7, 2023, meetings.**

- S.3 **Contract with The Pivotal Group Consultants, Inc.** 964

APPROVE a contract and draft scope of work with The Pivotal Group Consultants, Inc., to host a City Council teambuilding retreat, and assist in developing and implementing a City-wide strategic plan, in an amount not to exceed \$156,890 for a four (4) to six (6) month term, with an option to extend for an additional six (6) to twelve (12) months for an additional \$131,906. The April 18, 2023, study session City Council meeting will enable the City Council to refine the scope of work and goals for their strategic planning priorities and collective goal setting to inform development of the fiscal year 2023-24 budget hiring, recruitment, retention, updating performance measures, and assist with informing evaluations for all City staff members – City Manager’s Office (Shasa Curl 510-620-6512).

- S.4 **Richmond Rapid Response Fund (R3F) Update** 1027

RECEIVE a report from the Richmond Rapid Response Fund Program (R3F) including updates on funds disbursed, residents served, and strategic plan and guaranteed income program development; and PROVIDE direction to City staff – Community Development Department/Community Services Department (Lina Velasco 510-620-6841/LaShonda White 510-620-6828).

T. ADJOURNMENT
