



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

REGULAR MEETING OF THE RICHMOND CITY COUNCIL

Tuesday, May 2, 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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2. Livestream online at <http://www.ci.richmond.ca.us/3178/KCRT-Live>

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

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

- Two Cases

C.3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

- Title: City Manager

C.4 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.5 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

D. PUBLIC COMMENT BEFORE CLOSED SESSION

E. ADJOURN TO CLOSED SESSION

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)

L.1 NEW EMPLOYEE REPORT

M. REPORTS OF OFFICERS: REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)(limited to two minutes per Councilmember) (public comments allowed under Open Forum)

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

O. 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)

P. 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.)

P.1 City Clerk's Office

P.1.a City Council Meeting Minutes

12

APPROVE the minutes of the Special City Council meeting on April 3, 2023, and the minutes of the April 4, 2023, regular meeting - City Clerk's Office (Pamela Christian 510-620-6513).

P.2 City Council

P.2.a May is National Bike Month

25

PROCLAMATION recognizing May as National Bike Month and encouraging residents to participate in biking events - Councilmembers Claudia Jimenez (510-620-6565), Doria Robinson (510-620-6593) and Mayor Eduardo Martinez (510-620-6503).

P.2.b	Support for the Reinstatement of State Funding for Older Adult Education	28
	AUTHORIZE a Support Letter from the City Council to state officials to reinstate funding for older adult education - Vice Mayor Gayle McLaughlin (510-620-6636).	
P.2.c	Council Direction on Ordinance to Enact Catalytic Converter Theft Deterrence Measures	34
	DIRECT staff in the City Attorney’s Office to draft an ordinance within 45-60 days that includes strategies to deter catalytic converter theft by imposing required actions of recyclers who purchase catalytic converters - Councilmember Cesar Zepeda (510-620-6593).	
P.2.d	Support for SB567 (Durazo) Homelessness Prevention Act	36
	ADOPT a resolution in support of Senate Bill 567 (Durazo) Homelessness Prevention Act - Councilmember Melvin Willis (510-412-2050).	
P.2.e	Oppose California Senate Bill 423 Streamlined Housing Approvals	57
	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). This item was continued from the April 4, 2023, and April 18, meetings.	
P.3	Economic Development	
P.3.a	Solid Waste Franchise Agreements Procurement Recommendations	63
	DIRECT City staff to initiate procurement of a new solid waste collection service agreement through a competitive procurement Request for Proposals (RFP) process; and RECOMMEND RecycleMore proceed with an RFP process for the Post-Collection Solid Waste Franchise Agreement – Economic Development Department (Shasa Curl/Samantha Carr 510-620-5407).	
P.4	Finance Department	
P.4.a	Investment and Cash Balance Report and Monthly Overtime Reports for the Month of March 2023	67
	RECEIVE the City’s Investment and Cash Balance Report and Monthly Overtime Reports for the month of March 2023 – Finance Department (Nickie Mastay/Mubeen Qader 510-412-2077).	

P.4.b	Revision to Richmond Municipal Code Chapter 13.45 to Update Procedures Regarding Adoption of City of Richmond Fees	83
	INTRODUCE an ordinance (first reading) amending Chapter 13.45 [Tax, Fee, and Charge Adjustments] of the Richmond Municipal Code to change the frequency of the fee updates from quarterly to yearly – Finance Department (Nickie Mastay/Mubeen Qadar/Antonio Banuelos 510-620-6741).	
P.4.c	State Auditor’s Recommendations Corrective Action Plan May 2023 Update	138
	RECEIVE a report regarding the City’s Corrective Action Plan update to State Audit No. 2021-806 – Finance Department (Nickie Mastay 510-620-6609/Mubeen Qader 510-412-2077).	
P.5	Library and Community Services	
P.5.a	Production Agreement Contract with Pyro Spectaculars North Inc.	153
	APPROVE the Production Agreement Contract with Pyro Spectaculars North Inc., in the amount of \$65,000, to provide a fireworks display show for the City of Richmond on July 3, 2023, at the Marina Bay Park – Community Services Department (Ranjana Maharaj/Kymerlyn Carson-Thrower 510-620-6789).	
P.5.b	Student Training and Employment Program (STEP) Grant Award from the California Employment Training Panel and the California Department of Rehabilitation	168
	ADOPT a resolution to ACCEPT and APPROPRIATE \$210,720 in grant funds for the Student Training and Employment Program (STEP) from the California Employment Training Panel, in conjunction with the California Department of Rehabilitation, passed through the Foundation for California Community Colleges; and APPROVE a third contract amendment with the Foundation for California Community Colleges for the administration of the STEP grant, in the amount of \$375,000, for a new total contract amount of \$1,375,000, with a term ending June 30, 2023 – Community Services Department (Tamara Walker 510-307-8006/Bouakhay Phongboupha 510-307-8050).	
P.6	Mayor’s Office	
P.6.a	Appointments to the Rent Board	239
	APPOINT Sara Cantor, Tomasa Espinoza, and Karina Guadalupe to the Rent Board to fill three open positions with a term ending March 21, 2025 - Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	

P.7	Police Department	
P.7.a	Purchase of Replacement Service Weapons for the Richmond Police Department	247
	APPROVE a purchase order with All State Police Equipment, in an amount not to exceed \$98,485, to allow the Richmond Police Department to acquire replacement service weapons – Police Department (Chief Bisa French 510-621-1802).	
P.7.b	Contra Costa County Health, Housing, and Human Services Contract for Coordinated Outreach Referral and Engagement (CORE) Homeless Outreach Services	384
	RATIFY and APPROVE a sole-source contract with Contra Costa County for Coordinated Outreach Referral Engagement (CORE) services retroactive to July 1, 2022, with a term expiring June 30, 2023, for a total contract compensation amount not to exceed \$144,333 – Police Department (Chief Bisa French 510-621-1802).	
P.8	Public Works	
P.8.a	Contract with Silverado Contractors Inc. for Terminal Four Wharf Removal Project	417
	APPROVE a contract with Silverado Contractors Inc. for the Terminal Four Wharf Removal Project, in an amount not to exceed \$5,297,926, including Base Bid and Alternate “A”, and authorize the Public Works Director to approve change orders, if necessary, for up-to a contingency amount of \$529,800 to be funded by the State Coastal Conservancy grant, EPA Grant, and other funds appropriated to this project – Public Works Department (Daniel Chavarria 510-620-5478 / Robert Armijo 510-620-5477).	
P.8.b	Contract with Swinerton for Construction Management Services for the Terminal 4 Wharf Removal Project	495
	APPROVE a contract with Swinerton Management & Consulting, in the amount of \$639,882, for a term extending through December 31, 2025, to provide construction management services during the bid and construction phase of the Terminal Four Wharf Removal Project, to be funded by the State Coastal Conservancy grant – Public Works Department (Daniel Chavarria 510-620-5478/ Robert Armijo 510-520-5477).	

Q. BUDGET SESSION

- Q.1 Acknowledge receipt of Fiscal Year 2023-2024 Proposed First Draft Budget and Government Finance Officers Association’s General Fund Fund-Balance Guidelines** 544

ACKNOWLEDGE receipt of the first draft of the Fiscal Year 2023-2024 Annual Operating Budget and Fiscal Year 2023-2028 Five-Year Capital Improvement Plan Budget; ESTABLISH the review process and schedule for their review and adoption; and RECEIVE Government Finance Officer Association (GFOA) General Fund Fund-Balance Guidelines as part of City’s Corrective Action Plan – City Manager’s Office/Finance Department (Shasa Curl/Nickie Mastay/Mubeen Qader 510-412-2077).

R. PUBLIC HEARINGS

- R.1 Settlement Agreement with Pacific Gas and Electric (PG&E) and Amending Ordinances** 609

HOLD a public hearing to APPROVE and APPROPRIATE \$200,000 in revenue for Fiscal Year 2023-24 per the Settlement Agreement with Pacific Gas and Electric (PG&E); INTRODUCE an ordinance (first reading) amending Ordinance 1579 which granted a franchise for the transmission and distribution of electricity within the City to PG&E to revise the franchise fee and add a franchise fee surcharge; and INTRODUCE an ordinance (first reading) amending Ordinance 1580 which granted a franchise for the transmission and distribution of gas within the City to PG&E to add a franchise fee surcharge - City Manager’s Office/City Attorney’s Office (Shasa Curl 510-620-6512/Samantha Carr 510-620-5407/Dave Aleshire 510-620-6509).

S. NEW BUSINESS

- S.1 The Latina Center & RCF Connects Presentations** 676

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, and April 4, 2023, meetings.**

- S.2 Contract with the Richmond Police Activities League to Provide Workforce Training and Work Experience Opportunities** 706

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). **This item was continued from the April 4, 2023, and April 18, 2023, meetings.**

S.3 Purchase of Four Police Motorcycles 767

APPROVE the purchase of four 2023 BMW R 1250 RT motorcycles from Long Beach BMW, in an aggregate amount not to exceed \$160,000, including a contingency of \$10,158.44 – Public Works Department (Daniel Chavarria 510-620-5478/Dee Karnes 510-231-3044). **This item was continued from the April 18, 2023, meeting.**

S.4 Purchase of One Crosswind Street Sweeper 781

APPROVE the purchase of a new Elgin Crosswind 1 Regenerative Air Street Sweeper from Owen Equipment in an amount not to exceed \$430,000, including a contingency of \$38,708.32 – Public Works Department (Daniel Chavarria 510-620-5478/Dee Karnes 510-231-3044). **This item was continued from the April 18, 2023, meeting.**

S.5 Homelessness Strategic Plan 821

ADOPT the draft Homelessness Strategic Plan; and RECEIVE a presentation of current and planned programming in support of the City’s unhoused residents – Community Development (Lina Velasco/Jesus Morales 510-620-6649).

S.6 Contract with Raftelis to Provide a Workforce Analysis 894

APPROVE a contract with Raftelis Financial Consultants, Inc. to provide a workforce analysis, in alignment with a state audit recommendation, in an amount not to exceed \$200,000, with a term beginning June 1, 2023, and ending March 31, 2024; and APPROPRIATE the necessary funding – Human Resources Department (Nickie Mastay 510-620-6609/Sharrone Taylor 510-620-6803).

T. ADJOURNMENT
