



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

AGENDA(S)

- SPECIAL JOINT MEETING OF THE RICHMOND HOUSING AUTHORITY/RICHMOND CITY COUNCIL
- REGULAR MEETING OF THE RICHMOND CITY COUNCIL

Tuesday, June 27, 2023, 4:00 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

Jaycine Scott, Housing Authority Tenant Commissioner

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

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<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.](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.

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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

4:00 p.m.

B. ROLL CALL

C. CLOSED SESSION

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

- Title: City Manager

C.2 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.3 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9)

- Three Cases

C.4 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9)

- North Coast Rivers Alliance et al./Point Molate Alliance et al. v. City of Richmond
- Richmond Shoreline Alliance v. City of Richmond

D. PUBLIC COMMENT BEFORE CLOSED SESSION

E. ADJOURN TO CLOSED SESSION

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

6:25 p.m.

G. PLEDGE OF ALLEGIANCE

H. ROLL CALL

I. STATEMENT OF CONFLICT OF INTEREST

J. REPORT FROM THE EXECUTIVE DIRECTOR

K. AGENDA REVIEW

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

L.1 Annual Review and Adoption of Financial Policies for Fiscal Year 2022-23 and Fiscal Year 2023-24 (Cash Reserve, OPEB Funding, Pension Funding, RHA – City Administrative Services Agreement)

13

REVIEW and ADOPT resolutions for the Cash Reserve Policy, OPEB Funding Policy, Pension Funding Policy, and Richmond Housing Authority/City of Richmond agreement, and resolutions for Fiscal Year 2022-2023 and Fiscal Year 2023-2024 – Finance Department (Nickie Mastay 510-620-6609/Mubeen Qader 510-412-2077/Gabino Arredondo 510-621-1300).

M. ADJOURNMENT

N. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

O. ROLL CALL

P. STATEMENT OF CONFLICT OF INTEREST

Q. AGENDA REVIEW

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

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

T. 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)

U. CRIME REPORT FROM POLICE CHIEF - 4th Tuesday (public comment allowed under Open Forum)

V. COMMENDATIONS, PRESENTATIONS, AND PROCLAMATIONS

V.1 Recognize the Organizers of the Cinco de Mayo Parade and Festival

42

PROCLAMATION recognizing the 23rd Street Merchants Association and Peace & Unity for their commitment to organizing the Cinco de Mayo Festival and Parade - Mayor Eduardo Martinez (510-620-6503) and Councilmember Cesar Zepeda (510-620-6593). **This item was continued from the June 20, 2023, meeting.**

V.2 Recognition of Dr. Carol Weyland Conner's legacy and service to the City of Richmond

45

PROCLAMATION recognizing Dr. Carol Weyland Conner's legacy of giving to people in need and the resources she provided to benefit many residents of Richmond and the greater Contra Costa County - Vice Mayor Gayle McLaughlin (510-620-6636).

W. 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)

X. 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.)

X.1	City Attorney's Office	
	X.1.a	Fifth Amendment of the Downey Brand Legal Services Agreement
		48
		APPROVE a fifth amendment to the Legal Services Agreement with Downey Brand, in the amount of \$75,000, to represent the City in pending appeals and any further litigation involving the Point Molate property and the City's prior CEQA and land use entitlement process(es), for a total contract amount of \$1,125,000 – City Attorney's Office (Dave Aleshire 510-620-6509).
	X.1.b	First Amendment to the Legal Services Agreement with Goldfarb & Lipman
		93
		APPROVE a first amendment to the Legal Services Agreement with Goldfarb & Lipman to continue to advise and represent the City of Richmond, and its officers, agents, and employees on matters pertaining to land use litigation, CEQA, and SB 330 claims as directed by the City Attorney, in an amount not to exceed \$75,000, for a total contract amount of \$375,000, and extending the term to June 30, 2025 – City Attorney's Office (Dave Aleshire 510-620-6509).
X.2	City Clerk's Office	
	X.2.a	Minutes of City Council Meetings
		120
		APPROVE the minutes of the June 15, 2023, special meeting - City Clerk's Office (Pamela Christian 510-620-6513).
X.3	City Council	
	X.3.a	Joint meeting of Richmond City Council and WCCUSD Board
		122
		DIRECT staff to connect with West Contra Costa Unified School District (WCCUSD) Superintendent Dr. Chris Hurst to identify a date and location in the fall for a joint meeting of the Richmond City Council and the WCCUSD Board to hear updates and explore collaborations - Vice Mayor Gayle McLaughlin (510-620-6636).
X.4	Economic Development	
	X.4.a	Marine Spill Response Corporation (MSRC) First Lease Amendment to Lease Agreement
		124
		APPROVE a First Lease Amendment to Lease Agreement with Marine Spill Response Corporation (MSRC), for a ten-year term commencing July 1, 2023, and two successive five-year extension options that could potentially extend the lease term through June 30, 2043 – Economic Development Department (Nannette Beacham/Lizeht Zepeda 510-620-6653).

X.4.b	FY 2023-24 Neighborhood Public Art (NPA) Mini Grant Awards Selection	173
	<p>APPROVE a recommendation from the Richmond Arts and Culture Commission (RACC) for Fiscal Year (FY) 2023-24 to grant awards to twelve selected artists, for a total combined amount not to exceed \$89,589, for a term beginning August 1, 2023, and ending June 30, 2024; and AUTHORIZE the city manager or their designee to negotiate and execute agreements with approved grantees - Economic Development Department (Nannette Beacham/Winifred Day 510-620-6512).</p>	
X.5	Finance Department	
X.5.a	Approval of Liens and Special Assessments for Unpaid Garbage Collection Service Fees Due to Republic Services	182
	<p>ADOPT a resolution authorizing placement of liens and special assessments for unpaid garbage collection service fees on Contra Costa County’s property tax records – Finance Department (Mubeen Qader 510-620-6740/Antonio Banuelos 510-620-6741).</p>	
X.6	Information Technology	
X.6.a	First Amendment to the Agreement with Maze and Associates for Continued Cyber Security Awareness Training	223
	<p>APPROVE a first contract amendment with Maze and Associates in the amount of \$17,790, for a total contract amount not to exceed \$39,865.20, for continued cyber security awareness training, with a term extending through June 30, 2025 – Information Technology Department (Sue Hartman 510-620-6874).</p>	
X.6.b	Sole-Source Contract with Packet Fusion, Inc for Extended License and Maintenance Services for VoIP Phone System	290
	<p>APPROVE a sole-source contract in the amount of \$60,328.80 with Packet Fusion, Inc. for licensed use, maintenance, and support services for the City’s Voice Over Internet Protocol (VoIP) system, with a term from July 1, 2023, through December 31, 2024, including six months of extended maintenance services, with the option of four three-month extensions – Information Technology Department (Sue Hartman 510-620-6874).</p>	
X.6.c	First Amendment to the Agreement with Maze & Associates for Added Services for Cybersecurity Defense	383
	<p>APPROVE a first amendment to the agreement with Maze & Associates to procure, implement, maintain, and support the Darktrace cybersecurity defense system, increasing the compensation by \$134,100, for a total contract amount not to exceed \$283,100, and extending the term to June 30, 2025 – Information Technology Department (Sue Hartman 510-620-6874).</p>	

X.7	Library and Community Services	
X.7.a	Release of the 2023 Community Survey	449
	APPROVE the release of the Polco/National Research Center 2023 National Community Survey – Community Services Department (Lashonda White 510-620-6828/Patrick Seals 510-307-8016).	
X.7.b	Fiscal Year 2023-2024 North Richmond Mitigation Fee Expenditure Plan	458
	APPROVE the Fiscal Year 2023-2024 North Richmond Waste and Recovery Mitigation Fee Expenditure Plan, identifying the activities authorized to be funded with Mitigation Fee revenue and respective funding allocations for the period of July 1, 2023 through June 30, 2024, as recommended by the North Richmond Waste and Recovery Mitigation Fee Joint Expenditure Planning Committee – Community Services Department (LaShonda White 510-620-6828/Lori Reese-Brown 510-620-6869).	
X.8	Police Department	
X.8.a	Agreement with Sacramento Hotel Partners, LLC dba Embassy Suites for a Peace Officers Standards and Training (POST) Team Building Workshop	486
	APPROVE an agreement with Sacramento Hotel Partners, LLC dba Embassy Suites by Hilton Sacramento Riverfront Promenade for hotel lodging and conference room rental in an amount not to exceed \$25,500, which includes a \$737.09 contingency; and APPROVE expenses in the amount not to exceed \$5,500 for mileage and meal costs, which includes a \$159.40 contingency, for a combined total of \$31,000, of which \$5,579.15 is reimbursable by Peace Officers Standards and Training Team Building Workshop (TBW) sponsorship – Police Department (Chief Bisa French 510-621-1802).	
X.8.b	Three-year contract, with two one-year extension options, with Kwon Veterinary Corporation dba Richmond Veterinary Hospital (Richmond Vet).	498
	APPROVE a three-year contract with Kwon Veterinary Corporation dba Richmond Veterinary Hospital (Richmond Vet) to provide veterinary services, with two one-year mutually agreed to extension options, for the term of July 1, 2023, through June 30, 2026, for a total amount not to exceed \$40,000 – Police Department (Chief Bisa French 510-621-1802).	

X.9	Public Works	
X.9.a	Resolution Approving a Temporary Waiver of Competitive Bidding on Fleet Items and Advanced Authorization to Purchase Vehicles	526

ADOPT a resolution approving a temporary waiver of competitive bidding on fleet vehicles and advanced authorization to purchase fleet vehicles – Public Works Department (Daniel Chavarria 510-620-5478/Dee Karnes 510-231-3044).

X.9.b	Purchase of Asphalt Materials and Supplies for Paving Projects and Pothole Repairs	530
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APPROVE contracts with Martin Marietta Materials, Inc., Vulcan Materials Company, and Dutra Materials for asphalt materials and supplies each in a total combined amount of \$10,000,000 per three-year contract term, each with one two-year option to renew at \$5,000,000 per vendor over the two-year period - Public Works Department (Daniel Chavarria 510-620-5478/Rob Chelemedos 510-231-3007).

X.9.c	Boiler Chemical Treatment Services	645
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APPROVE a contract with Tahoe Instruments for boiler chemical treatment services to multiple City-owned steam and closed loop hot water boilers, in an amount not-to-exceed \$100,000, over a three-year period beginning July 1, 2023, and ending June 30, 2026, with an option to extend an additional two years at \$70,000 for the two-year period – Public Works Department (Daniel Chavarria 510-620-5478/Carl Capistrano 510-620-6896).

X.10 Rent Program

X.10.a	Resolution Establishing the Fiscal Year 2023-24 Residential Rental Housing Fee	707
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ADOPT a resolution establishing the Fiscal Year 2023-24 Residential Rental Housing Fee in the amount of \$220 per Controlled Rental Unit and \$125 per Partially Covered Rental Unit – Rent Program (Nicolas Traylor 510-620-6564).

Y. STUDY AND ACTION SESSION

Y.1	Approval of Fees for a Revised Master Fee Schedule	716
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ADOPT a resolution adjusting the dollar amount for current fees except for Recreation fees which will remain as is; and PROVIDE DIRECTION to City staff on how to proceed with an analysis of Recreation rental fees. Staff will return in first half of Fiscal Year 2023-2024 to review the analysis and make recommendations regarding new proposed Recreation fees – Finance Department (Mubeen Qader/Antonio Banuelos 510-620- 6741). **This item was continued from the June 20, 2023, meeting.**

Y.2 EBMUD PRESENTATION

RECEIVE an East Bay Municipal Utility District (EBMUD) presentation on the Sobrante Water Treatment Plant Improvement Project - City Manager's Office/Public Works Department (Shasa Curl 510-620-6512/Daniel Chavarria 510-620-5478).

Z. ADJOURNMENT
