



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

AGENDA(s):

- SPECIAL MEETING OF THE SURPLUS PROPERTY AUTHORITY
- REGULAR MEETING OF THE RICHMOND CITY COUNCIL

Tuesday, February 27, 2024, 4:30 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, Councilmember District 5

Claudia Jimenez, Vice Mayor, District 6

**THE RICHMOND CITY COUNCIL MEMBERS ARE ALSO COMMISSIONERS OF THE SURPLUS
PROPERTY AUTHORITY**

NOTICE: MASKS ARE STRONGLY ENCOURAGED!!

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

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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.

[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

4:30 p.m.

B. ROLL CALL

C. CLOSED SESSION - SURPLUS PROPERTY AUTHORITY/RICHMOND CITY COUNCIL

SURPLUS PROPERTY AUTHORITY

C.1 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Significant exposure to litigation pursuant to paragraph (2) or (3) of Subdivision (d) [as applicable] of Government Code Section 54956.9)

- One case

CITY COUNCIL

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 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

- Title: City Clerk
- Title: City Attorney

C.4 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Significant exposure to litigation pursuant to paragraph (2) or (3) of Subdivision (d) [as applicable] of Government Code Section 54956.9)

- One case

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 (Limited to items on the Surplus Property Authority Closed Session or City Council Closed Session agenda only. Identify the item number you are speaking on.)

E. ADJOURN TO JOINT CLOSED SESSION

F. SPECIAL MEETING OF THE SURPLUS PROPERTY AUTHORITY

6:15 p.m.

G. PLEDGE OF ALLEGIANCE

H. ROLL CALL

I. STATEMENT OF CONFLICT OF INTEREST

J. AGENDA REVIEW

K. PUBLIC COMMENT

L. JOINT SURPLUS PROPERTY AUTHORITY/RICHMOND CITY COUNCIL CONSENT CALENDAR

L.1 Basin 1 Lease

9

APPROVE a Lease Agreement between the Surplus Property Authority for the City of Richmond and The Dutra Group, a California Corporation, in the amount of \$150,000 annually, to terminate on May 31, 2027, with two (2) five-year extension options to potentially extend the lease through January 31, 2037 – Port of Richmond (Charles Gerard 510-620-6792).

L.2 Ratification of SPA leases at PPMT

78

ADOPT a resolution ratifying and approving lease agreements of certain property owned by the Surplus Property Authority that were previously approved by the City Council of the City of Richmond - City Attorney's Office (Dave Aleshire 510-620-6509).

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. 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)

V. 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.)

V.1 City Council

V.1.a Traffic Calming Program

89

DIRECT the Public Works Director and staff to present on the 18 approved Traffic Calming Projects at the March 5, 2024, City Council Meeting. The presentation must include for each project: the project's current phase and anticipated timeline for project completion – Vice Mayor Claudia Jimenez (510-620-6565) and Councilmember Gayle McLaughlin (510-620-6636).

V.2 Community Development

V.2.a Amendment No. 1 with Housing Consortium of the East Bay (HCEB)

91

APPROVE Contract Amendment No. 1 with Housing Consortium of the East Bay (HCEB) to increase the contract by \$172,000 to add two additional case managers and two housing navigators to support former Castro Encampment residents, for a total not-to-exceed contract amount of \$451,890, for a term through June 30, 2024, to be funded using the City's Encampment Resolution Funding Round 1 – Community Development Department (Lina Velasco/Jesus Morales 510-620-6649).

V.3	Human Resources	
V.3.a	Salary Schedule Amendment	152
	ADOPT a resolution amending the salary schedule to add the Water Resource Division Manager effective February 27, 2024, and allocate wages, salaries, and benefits costs as required, and amending the salary range for the City Manager effective October 1, 2023, and January 1, 2024 – Human Resources Department (Nickie Mastay/ Sharrone Taylor 510-620-6602).	
V.3.b	Resolution Approving a Side Letter to the Memorandum of Understanding with International Association of Firefighters Local 188 Bargaining Unit (Local 188)	157
	ADOPT a resolution approving a side letter to the Memorandum of Understanding between the City of Richmond and the International Association of Firefighters Local 188 Bargaining Unit, regarding eligibility for overtime assignments – Human Resources Department (Interim Fire Chief Michael Smith/Nickie Mastay/Sharrone Taylor 510-620-6602).	
V.4	Mayor's Office	
V.4.a	Library Commission	165
	APPOINT Evelyn J. Santos to an unexpired term in the Library Commission, unexpired term ends on July 1, 2024 – Mayor's Office (Mayor Eduardo Martinez 510-620-6503).	
V.4.b	Proclamation Recognizing March 2024 as Red Cross Month in Richmond	168
	PROCLAMATION declaring March 2024 as Red Cross Month in the City of Richmond – Mayor's Office (Mayor Eduardo Martinez 510-620-6503).	
V.5	Police Department	
V.5.a	Crime Report from Police Chief	171
	RECEIVE a written crime report from the Police Chief - Police Department (Chief Bisa French 510-621-1802).	
V.5.b	One Year Extension of Piggybacked Enterprise Holdings Incorporated Agreement	176
	AUTHORIZE the Richmond Police Department to utilize its first, of two, one-year extensions with the State of California rental vehicle program to continue securing unmarked police vehicles with Enterprise Holdings Incorporated, extending the agreement from July 1, 2024, to June 30, 2025; and APPROVE additional funding in an amount not to exceed \$180,000, in accordance with the State of California's Department of General Services Standard Agreement — Police Department (Chief Bisa French 510-621-1802).	

V.5.c	Sole-Source Contract with Napa-Solano SANE/SART for Sexual Assault Investigations.	314
	APPROVE a sole-source contract with Napa-Solano SANE/SART, in an amount not to exceed \$48,000, to have their Sexual Assault Nurse Examiners (SANE) complete Sexual Assault Response Team (SART) kits, for the term March 1, 2024, through February 28, 2027 – Police Department (Chief Bisa French 510-621-1802).	
V.6	Public Works	
V.6.a	Second Contract Amendment with Fehr & Peers for On-Call Design Services	344
	APPROVE a second contract amendment with Fehr & Peers in the amount of \$450,000, for a new total not-to-exceed amount of \$900,000, to continue providing on-call professional design services for a variety of capital projects – Public Works Department (Daniel Chavarria 510-620-5478/Josef Munoz 510-620-6671).	
W.	BUDGET SESSION	
W.1	Mid-Year Report on Fiscal Year (FY) 2023-24 Operating and Capital Improvement Budgets	398
	RECEIVE the Fiscal Year 2023-24 Mid-Year budget presentation and report for the period of July 1, 2023, through December 31, 2023; and PROVIDE direction to staff – Finance Department (Andrea Miller 510-620-6790/Mubeen Qader 510-412-2077).	
X.	STUDY AND ACTION SESSION	
X.1	BAAQMD Rule 6-5 Agreement with Chevron Richmond	489
	RECEIVE a presentation from the Bay Area Air Quality Management District (BAAQMD), explaining the recent settlement of Regulation 6 Rule 5 – Mayor Eduardo Martinez (510-620-6503) and Vice Mayor Claudia Jimenez (510-620-6565).	
X.2	Richmond Clean Energy and Healthy Homes Campaign of 2024 – A Neighborhood Decarbonization Program Presentation	501
	RECEIVE a presentation from the Alliance of Californians for Community Empowerment (ACCE) on their Richmond Clean Energy and Healthy Homes Campaign of 2024; and DIRECT staff 1) to consult with PG&E on an appropriate low-income neighborhood as a pilot project to transition that neighborhood off the gas system by providing free electrical appliances and 2) to contract with an Inflation Reduction Act (IRA) Coordinator to make sure the City accesses and manages as much federal and state funding as possible to help our community cut carbon emissions and transition to clean energy – Councilmember McLaughlin (510-620-6636), Vice Mayor Jimenez (510-620-6565) and Mayor Martinez (510-620-6503).	

X.3 Ordinance Creating New Business Activity Classification, Class P – Wholesale, and the Corresponding Rates

506

INTRODUCE an ordinance (first reading) amending Chapter 7.04.103 of the Richmond Municipal Code by creating a new Business Activity Classification, Class P – Wholesale, and the corresponding rates – Finance Department (Nickie Mastay/Andrea Miller/Mubeen Qader/Antonio Banuelos 510-620-6741).

Y. ADJOURNMENT
