



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

AGENDA(s):

- REGULAR MEETING OF THE RICHMOND CITY COUNCIL

Tuesday, March 5, 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/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

4:30 p.m.

B. ROLL CALL

C. CLOSED SESSION

**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

**C.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code
Section 54957)**

- Title: City Clerk
- Title: City Attorney

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

- Hanlees Hilltop Buick et al. v. City of Richmond

**D. PUBLIC COMMENT BEFORE CLOSED SESSION (limited to items on the Closed
Session agenda only)**

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 - 1st Tuesday****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. 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)

O. 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.)

O.1 City Clerk's Office**O.1.a City Council Meeting Minutes**

10

APPROVE the minutes of the February 6, 2024, regular City Council meeting - City Clerk's Office (Pamela Christian 510-620-6513).

O.2 City Council**O.2.a Proclamation honoring the Baha'i's steadfast commitment to defend freedom of thought, human rights and religion.**

20

PROCLAMATION honoring the Baha'i's steadfast commitment to defend freedom of thought, human rights, and religion - Councilmember Soheila Bana (510-620-6743) and Vice Mayor Claudia Jimenez (510-620-6565).

O.3 Community Development**O.3.a Way2Love, Inc. Contract Amendment No. 3**

37

APPROVE a contract amendment No. 3 with Way2Love, Inc., to increase the contract amount by \$709,422, for a total contract amount not to exceed \$3,728,965.26, to add sheltering resources, for the City's Encampment Resolution Funding Round 2 (ERF-R-2) project, for a term through June 30, 2025, to be funded by the City's ERF-R-2 award – Community Development Department (Lina Velasco/Jesus Morales 510-620-6649).

O.3.b Equitable Public Land Disposition Policy

128

ADOPT a resolution establishing the Equitable Public Land Disposition Policy - Community Development Department (Lina Velasco/Kaitlyn Quackenbush 510-620-6841).

O.4 Fire Department**O.4.a Standing Purchase Order with LN Curtis & Sons to Purchase Firefighting Tools, Equipment, Personal Protective Equipment, and Safety Supplies**

158

APPROVE a standing purchase order with LN Curtis & Sons, using the Master Price Agreement publicly solicited by National Purchasing Partners, Government Division, to purchase firefighting tools and equipment, personal protective equipment, and safety supplies, in an amount not to exceed \$750,000, for a term ending March 18, 2026, with a two-year extension option not to exceed an additional \$750,000 for the extended term - Fire Department (Chief Michael E. Smith 510-307-8041/Aaron Osorio 510-307-8021).

O.5 Library and Community Services**O.5.a Approval to Accept and Appropriate a \$300,000 Grant Award from the U.S. Department of Justice Byrne Discretionary Community Project**

328

ADOPT a resolution to ACCEPT and APPROPRIATE a \$300,000 grant award from the U.S. Department of Justice Byrne Community Project for the Office of Neighborhood Safety Operation Peacemaker Fellowship program – Community Services Department (LaShonda White 510-620-6828/Sam Vaughn 510-620-5404).

O.6 Mayor's Office**O.6.a Proclamation Declaring March 10th, 2024, as Tibetan Uprising Day in the City of Richmond**

336

PROCLAMATION recognizing March 10, 2024, as Tibetan Uprising Day in the City of Richmond – Mayor's Office (Mayor Eduardo Martinez 510-620-6503).

O.7 Public Works**O.7.a Richmond Communities Clean Collaborative – 7th Street Bike Lane Project BNSF Preliminary Engineer Agreement 340**

ADOPT a resolution authorizing the Public Works Director and the City Engineer to execute a Burlingame North Santa Fe (BNSF) Preliminary Engineer Agreement for the Richmond Communities Clean Collaborative – 7th Street Bike Lane Project – Public Works Department (Robert Armijo 510-620-5477/ Ken Cheng 510-621-1612).

O.7.b Second Contract Amendment with Fehr & Peers for On-Call Design Services 349

ADOPT a resolution approving 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/Josel Munoz 510-620-6671). **This item was continued from the February 27, 2024, meeting.**

P. BUDGET SESSION**P.1 Mid-Year Report on Fiscal Year (FY) 2023-24 Operating and Capital Improvement Budgets 406**

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; and ADOPT a Resolution to APPROPRIATE the Fiscal Year 2023-24 Mid-Year budget adjustments – Finance Department (Shasa Curl 510-620-6512 Andrea Miller 510-620-6790/Mubeen Qader 510-412-2077). **This item was continued from the February 27, 2024, meeting.**

Q. PUBLIC HEARINGS**Q.1 Brickyard Cove Residential Project Appeal 501**

HOLD a Public Hearing; and ADOPT a Resolution granting the appeal and setting aside the Density Bonus Waivers, Major Design Review, and Vesting Tentative Map (PLN21-444) granted by the Planning Commission for the Brickyard Cove Residential Project as the application for the entitlements has since been withdrawn by the Applicant – Community Development Department (Lina Velasco 510-620-6841).

R. NEW BUSINESS

- R.1 Ordinance Creating New Business Activity Classification, Class P – Wholesale, and the Corresponding Rates** 880

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).
This item was continued from the February 27, 2024, meeting.

- R.2 Proposed Developer Impact Fees Adjustments for a Revised Master Fee Schedule** 904

RECEIVE a presentation from the Finance Department and Willdan Financial Services on the proposed updates to the Developer Impact Fees in the Master Fee Schedule – Finance Department (Andrea Miller/Mubeen Qader/Antonio Banuelos 510-620-6741).

- R.3 Richmond Parks Assessment of Soccer Fields** 1046

RECEIVE a presentation on the draft Soccer Field and Park Amenities Assessment prepared by CSW|ST2 – Public Works (Daniel Chavarria/Tawfic Halaby 510-620-5482).

S. ADJOURNMENT
