



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

AGENDA(s):

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

Tuesday, April 2, 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.](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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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 LIABILITY CLAIMS (Government Code Section 54956.9)

- Claimant: Tara McGirr
Agency claimed against: City of Richmond

- Claimant: Nicole Abetkov
Agency claimed against: City of Richmond

- Claimant: Sauncie Quillen
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)

- Peterson v. City of Richmond, et al.
- 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 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.4 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

- Title: City Attorney

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

E. ADJOURN TO CLOSED SESSION

F. SPECIAL MEETING OF THE SURPLUS PROPERTY AUTHORITY

6:25 p.m.

G. PLEDGE OF ALLEGIANCE

H. ROLL CALL

I. STATEMENT OF CONFLICT OF INTEREST

J. AGENDA REVIEW

K. PUBLIC COMMENT

L. SURPLUS PROPERTY AUTHORITY CONSENT CALENDAR

L.1 Minutes of the Surplus Property Authority 11

APPROVE the minutes of the February 27, 2024, Joint Surplus Property Authority/City Council meeting - City Clerk's Office (Pamela Christian 510-620-6513).

L.2 Second Contract Amendment with Flock Group, Inc. to Add Additional Cameras at the Point Potrero Marine Terminal. 13

APPROVE a second contract amendment with Flock Group, Inc. in the amount of \$39,300, for a new total contract amount not to exceed \$1,037,400, for additional cameras to be installed at the Point Potrero Marine Terminal, for the term ending February 28, 2026 – Police Department/Port of Richmond (Chief Bisa French 510-621-1802/Charles Gerard 510-829-2253).

M. ADJOURNMENT

N. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

O. PLEDGE OF ALLEGIANCE**P. ROLL CALL****Q. STATEMENT OF CONFLICT OF INTEREST****R. AGENDA REVIEW****S. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION****T. REPORT FROM THE CITY MANAGER (public comment allowed under Open Forum)****T.1 NEW EMPLOYEE REPORT - 1st Tuesday****U. 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)****V. 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)

W. 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.)

W.1 City Attorney's Office**W.1.a Legal Services Agreement with Manning & Kass, Ellrod, Ramirez & Trester, LLP 84**

APPROVE a new legal services agreement with Manning & Kass, Ellrod, Ramirez & Trester LLP for a total amount not to exceed \$75,000 for a term beginning July 1, 2022, to June 30, 2025 – City Attorney's Office (Dave Aleshire 510-620-6509).

W.1.b Approve a 6th Amendment for Allen, Glaessner, Hazelwood & Werth LLP 109

APPROVE a Sixth Amendment to a legal services agreement with Allen, Glaessner, Hazelwood & Werth LLP increasing the compensation by an amount not to exceed \$150,000, for a total new contract amount of \$1,260,000, and extending the term through June 30, 2025 – City Attorney's Office (Dave Aleshire/Shannon Moore 510-620-6509).

- W.2 City Clerk's Office**
- W.2.a Cancellation of April 23, 2024, Regular City Council meeting to hold a special in-person meeting called by the Mayor to be held in the Bermuda Room** 152
- APPROVE the cancellation of the April 23, 2024, Regular City Council meeting to hold a special in-person meeting on April 23, 2024, from 4:00 p.m. to 7:00 p.m. called by Mayor Martinez as a follow-up and conclusion to the special meeting held in the Bermuda Room on November 14, 2023; Henry Gardner will facilitate a discussion with the City Council regarding "Working Relations and Expectations" - City Clerk's Office (Pamela Christian 510-620-6513).
- W.3 City Council**
- W.3.a Temporary Moratorium on New Tobacco Retailers** 154
- ADOPT an urgency ordinance placing a temporary 45-day moratorium on the issuance of any new permit, license, or other entitlement for any new tobacco retailer in the City of Richmond - (Mayor Martinez 510-620-6503/Vice Mayor Jimenez 510-620-6565/Councilmember Willis 510-412-2050).
- W.4 Economic Development**
- W.4.a Second Contract Amendment with Flock Group, Inc. to Add Additional Cameras at the Point Potrero Marine Terminal.** 162
- APPROVE a second contract amendment with Flock Group, Inc. in the amount of \$39,300, for a new total contract amount not to exceed \$1,037,400, for additional cameras to be installed at the Point Potrero Marine Terminal, for the term ending February 28, 2026 – Police Department/Port of Richmond (Chief Bisa French 510-621-1802/Charles Gerard 510-829-2253).
- W.5 Library and Community Services**
- W.5.a Contract for Installation of Window Coverings in the Madeline F. Whittlesey Community Room** 233
- APPROVE a contract with Hauser Shade & Sons, Inc., in an amount not to exceed \$19,339.35, for installation of window treatments in the Richmond Main Library's Madeline F. Whittlesey Community Room, for a term beginning March 1, 2024, through March 1, 2025 — Community Services Department (Kate Eppler 510-620-5452/Leah J. Clark 510-621-1557).

W.5.b	Accept and Appropriate an \$8,363 Grant from the Bay Area Library and Information System to Support Library Membership in Professional Associations	261
	ADOPT a resolution to ACCEPT and APPROPRIATE into the Fiscal Year 2023-2024 budget a Bay Area Library and Information System grant for institutional membership fees in the amount of \$8,363 – Community Services Department (LaShonda White 510-620-6828/Kate Eppler 510-620-5452).	
W.6	Police Department	
W.6.a	Sole-Source Contract with Motorrad LLC for Police Motorcycle Maintenance and Repair	266
	APPROVE a three-year sole-source contract with Motorrad LLC to provide ongoing maintenance and repair services for the police department's motorcycle fleet, at a cost not to exceed \$90,000, for the contract term July 1, 2024, to June 30, 2027, with the option of two, mutually agreed upon, one-year extension terms for an additional cost not to exceed \$30,000 per fiscal year – Police Department (Chief Bisa French 510-621-1802).	
W.6.b	Purchase of Three Speed Trailers and SafePace Cloud Access from Traffic Logix.	297
	APPROVE the purchase of three speed radar trailers and SafePace Cloud Access from Traffic Logix at a cost of \$28,842.30 – Police Department (Chief Bisa French 510-621-1802).	
W.6.c	Second Contract Amendment to add \$15,000 in funds to contract with Du-All Safety, LLC.	304
	APPROVE a second contract amendment with Du-All Safety, LLC for additional funding of \$15,000, for a total amount not to exceed \$775,206, for the contract term ending June 30, 2024 – Police Department (Chief Bisa French 510-621-1802).	
W.7	Public Works	
W.7.a	Abatement Report from the Public Works Director	352
	RECEIVE a written abatement report from the Public Works Director - Public Works Department (Daniel Chavarria 510-620-5478).	

X. NEW BUSINESS

- X.1 Prevent Nepotism During the Appointment Process for Richmond Boards, Commissions, Committees, and Task Forces, and City Hiring and Employment. 370**

DISCUSS and PROVIDE direction to the City Attorney’s Office to draft and for staff to implement a City policy preventing City Council Members from appointing family members to Richmond boards, commissions, committees, and task forces - Councilmember Cesar Zepeda (510-620-6593) and Vice Mayor Claudia Jimenez (510-620-6565). **This item was continued from the March 19, 2024, and March 26, 2024, meetings.**

- X.2 Race Forward Training Series 376**

APPROVE a sole-source two-year contract with Race Forward to conduct a series of race equity trainings for employees, public officials, and community partners not to exceed \$55,000, for a term beginning April 2024 through December 2026 – City Council Office (Trina Jackson-Lincoln 510-620-6581).

Y. ADJOURNMENT

