

RICHMOND, CALIFORNIA,

April 2, 2024, 4:30 p.m.
Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

A. OPEN SESSION TO HEAR PUBLIC COMMENT BEFORE CLOSED SESSION

The Open Session was called to order at 5:00 p.m. by Mayor Eduardo Martinez.

B. ROLL CALL

Present: Councilmembers Melvin Willis, Cesar Zepeda, Vice Mayor Claudia Jimenez, and Mayor Eduardo Martinez. **Absent:** Councilmember Soheila Bana was absent the entire meeting due to illness. Councilmembers Gayle McLaughlin and Doria Robinson were absent the entire meeting.

C. CLOSED SESSION

A motion made by Vice Mayor Jimenez, seconded by Councilmember Willis, added an emergency item to **C-3 Conference with Legal Council - Anticipated Litigation**, by the following vote: **Ayes:** Councilmembers Zepeda, Willis, Vice Mayor Jimenez, and Mayor Martinez. **Absent:** Councilmembers Bana, McLaughlin, and Robinson.

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)

None.

E. ADJOURN TO CLOSED SESSION

Open Session adjourned to Closed Session at 5:03 p.m. Closed Session adjourned at 6:30 p.m.

F. SPECIAL MEETING OF THE SURPLUS PROPERTY AUTHORITY

The Special meeting of the Surplus Property Authority was called to order at 6:33 p.m. by Chairperson Eduardo Martinez.

G. PLEDGE OF ALLEGIANCE

Chairperson Eduardo Martinez led the Pledge of Allegiance to the Flag.

H. ROLL CALL

Present: Commissioners Melvin Willis, Cesar Zepeda, Vice Chairperson Claudia Jimenez, and Chairperson Eduardo Martinez. **Absent:** Commissioner Soheila Bana was absent the entire meeting due to illness. Commissioners Gayle McLaughlin, and Doria Robinson were absent the entire meeting.

I. STATEMENT OF CONFLICT OF INTEREST

None.

J. AGENDA REVIEW

None.

K. PUBLIC COMMENT

None.

L. SURPLUS PROPERTY AUTHORITY CONSENT CALENDAR

Motion by Commissioner Melvin Willis
Seconded by Commissioner Cesar Zepeda

Ayes (4): Commissioners Melvin Willis, Cesar Zepeda, Vice Chairperson Claudia Jimenez, and Chairperson Eduardo Martinez

Absent (3): Commissioners Doria Robinson, Soheila Bana, and Gayle McLaughlin

Passed (4 to 0)

L.1 Minutes of the Surplus Property Authority

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.

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

The meeting adjourned at 6:37 p.m.

N. REGULAR MEETING OF THE RICHMOND CITY COUNCIL

The meeting was called to order at 6:37 p.m. by Mayor Eduardo Martinez.

O. PLEDGE OF ALLEGIANCE

P. ROLL CALL

Present: Councilmembers Melvin Willis, Cesar Zepeda, Vice Mayor Claudia Jimenez, and Mayor Eduardo Martinez. **Absent:** Councilmember Soheila Bana was absent the entire meeting due to illness. Councilmembers Gayle McLaughlin and Doria Robinson were absent the entire meeting.

Q. STATEMENT OF CONFLICT OF INTEREST

None.

R. AGENDA REVIEW

Item **W.3.a. - (*Temporary Moratorium on New Tobacco Retailers*)** was removed from the Consent Calendar for discussion.

S. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING 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

Status report was given. No reportable action was taken.

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

Status report was given. No reportable action was taken.

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

Status report was given. No reportable action was taken.

C.4 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

- Title: City Attorney

Not discussed.

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

City Manager Shasa Curl presented the report as follows: All City Staff Meeting was held on March 27, 2024, in the City Council Chambers and via Zoom; Richmond Fire recognized by the Richmond Kiwanis Club at Public Safety Awards Dinner on March 22, 2024; the Marina Bay Farmer's Market Kick-Off was on Sunday, April 7, 2024; MCE offered no cost home upgrades for qualified Richmond residents. More information can be obtained at <https://mcecleanenergy.org/home-savings/> or by calling 888-632-3674; and Love Your Block In-Kind Sponsorship Program was accepting applications at www.loveyourblock.org.

T.1 NEW EMPLOYEE REPORT - 1st Tuesday

Human Resources Director Sharrone Taylor provided the New Employee Report as follows: Jennifer Dang, Administrative Assistant, Konyae Miller, Jailer; Leah Eric, Payroll Coordinator; Abdul Black, Administrative Student Intern; Pedro Barragan, Maintenance Aide; Eduardo Zacarias, Maintenance Aide II; Neisha Moore, Communications Dispatcher I; Brandon Grate, Police Officer Trainee; Esteban Tirado-Rodriguez, Lifeguard, Allison Tong, Lifeguard; Adam Chaffee, Administrative Student Intern; Stephanie Munoz, Police Officer Trainee; Adam Gonzalez, Police Officer Trainee; Adan Rodriguez, Maintenance Aide II; and Angelica Howay was promoted to Administrative Services Coordinator.

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)

Councilmember Willis announced that the Bay Area Girl's Club would host the "Men Who Cook Event" on Sunday, April 14, 2024, from 2 p.m. to 5 p.m. at Cobiz at 1503 Macdonald Avenue.

Councilmember Zepeda reported the following: attended the Shimada Sayonara event on March 27, 2024; attended the raising of the Trans Flag on Friday, March 29, 2024; the District 2 Community meeting would be on April 6, 2024, from 10 a.m. to 12 p.m. at Bridge Arts; and attended the Police & Fire event honoring service to the community.

Vice Mayor Jimenez invited everyone to the ACCE event regarding decarbonizing at Grace Lutheran Church, at 2369 Barrett Avenue, on Thursday, April 4, 2024, from 6 p.m. to 8 p.m.

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)

Don Gosney invited interested people to join the Plumbers & Steamfitters Local 342. For more information Mr. Gosney could be contacted at dongosney@comcast.net or by calling (510) 685-2403.

Mark Wassberg gave comments regarding transgenders.

Rick Perez showed his sweatshirt with the Pedie Perez Proclamation on the front and a photo of the cultural training he attended on the back.

Patricia Perez gave comments regarding the death of her grandson Pedie Perez.

Samiyah Tillman requested support for the resident physicians at LifeLong Urgent Care Center to receive fair compensation.

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.)

Motion by Councilmember Melvin Willis

Seconded by Vice Mayor Claudia Jimenez

Ayes (4): Councilmember Melvin Willis, Councilmember Cesar Zepeda, Vice Mayor Claudia Jimenez, and Mayor Eduardo Martinez

Absent (3): Councilmember Soheila Bana, Councilmember Gayle McLaughlin, and Councilmember Doria Robinson

Passed (4 to 0)

W.1 City Attorney's Office

W.1.a Legal Services Agreement with Manning & Kass, Ellrod, Ramirez & Trester, LLP

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

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

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

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).

Councilmembers Jimenez and Willis gave an overview of the matter. Hector Rojas presented a PowerPoint which highlighted the existing regulations, and details of the proposed moratorium.

Guadalupe Enllana and Mayra Lopez gave comments. Discussion ensued. Three smoke shops were not licensed as tobacco retailers and were subject to closure.

There was not a supermajority of the councilmembers present in order to act on the temporary moratorium, therefore this matter was continued to the April 16, 2024, City Council meeting for consideration.

W.4 Economic Development

W.4.a Second Contract Amendment with Flock Group, Inc. to Add Additional Cameras at the Point Potrero Marine Terminal.

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

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

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).

Adopted **Resolution No. 23-24**.

W.6 Police Department

W.6.a Sole-Source Contract with Motorrad LLC for Police Motorcycle Maintenance and Repair

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.

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.

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

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.

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.**

City Attorney Dave Aleshire gave an overview of the matter.

Don Gosney gave comments in person. Eli Moore, and Jessi Taran gave comments via Zoom.

Discussion ensued. The city council recommended the following: Committees or commissions that have decision making power should be stricter; applies to

directors and staff who had hiring power; ask on the board and commission application if person applying is related to a member of the city council; those with business relationships or associations would not be appointed; and that members would serve out their term and would not be reappointed. This matter was continued for further discussion to the April 16, 2024, City Council meeting.

Motion by Vice Mayor Claudia Jimenez

Seconded by Councilmember Cesar Zepeda

Ayes (4): Councilmember Melvin Willis, Councilmember Cesar Zepeda, Vice Mayor Claudia Jimenez, and Mayor Eduardo Martinez

Absent (3): Councilmember Soheila Bana, Councilmember Gayle McLaughlin, and Councilmember Doria Robinson

Passed (4 to 0)

X.2 Race Forward Training Series

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).

City Council Liaison and Project Coordinator Trina Jackson provided an overview of the matter. Jessi Taran and Deborah Small gave comments via Zoom.

A motion was made to approve the contract.

Motion by Councilmember Melvin Willis

Seconded by Vice Mayor Claudia Jimenez

Ayes (4): Councilmember Melvin Willis, Councilmember Cesar Zepeda, Vice Mayor Claudia Jimenez, and Mayor Eduardo Martinez

Absent (3): Councilmember Soheila Bana, Councilmember Gayle McLaughlin, and Councilmember Doria Robinson

Passed (4 to 0)

Y. ADJOURNMENT

There being no further business, the meeting adjourned at 8:42 p.m., to meet again on April 16, 2024, at 6:30 p.m.

Clerk of the City of Richmond

Mayor

From: [Dee Joyce](#)
To: [City Clerk Dept User](#)
Subject: Craneway contract with Orton, Council and City Attorney Inaction
Date: Tuesday, April 2, 2024 11:41:30 AM

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This email originated from outside of the City's email system. Do not open links or attachments from untrusted sources.

Good Evening,

The contract with Orton regarding it's use of the Craneway may have been signed many years ago by different City Council members, but that does not release the current City Council from taking such actions as to hold Orton to the contract. The current City Council may believe it was a bad contract to have signed, that also does not release the current City Council from holding Orton to the contract.

PB Development's plan of last year for paid-membership pickleball club was denied last year because the Craneway is designated for use as a public trust, governed by the City of Richmond, the California State Lands Commission, and the San Francisco Bay Conservation and Development Commission. Per City staffers themselves, the City of Richmond has not made any approvals for the use of the Craneway for pickleball, membership or no membership. Representatives of PB, Orton and the Pickleball organization pushing this project have been contradictory in their communications with regards to intent of use for the Craneway. On the one hand they claim it would be an event center with restaurant and bar, and on the other, that no events will be scheduled in the future.

The pickleball courts, as they exist now, are permanent alterations to the Craneway, in conflict with Orton's latest claim that there have been only alterations to the decor and theme.

Orton needs to be held accountable for their making permanent alterations to the Craneway without the necessary approvals and their shady and contemptible actions by requiring them to remove the pickle ball courts.

Then, they may submit truthful plans for any change in use for the Craneway.

Respectfully,

Deborah Rheuark, Richmond resident

To: Eduardo Martinez <eduardo_martinez@richmond.ca.us>; Claudia Jimenez <claudia_jimenez@richmond.ca.us>; Melvin Willis <melvinforrichmond@gmail.com>; Eva Mann <Eva_Mann@richmond.ca.us>; Lina Velasco <Lina_Velasco@richmond.ca.us>; Bria French <bfrench@richmond.ca.us>
Cc: Shera Carl <shera_carl@richmond.ca.us>; City Clerk Dept User <CityClerk@richmond.ca.us>; Leta Johnson <leta_johnson@richmond.ca.us>
Subject: Questions for Consent Calendar Item W.3.a - Moratorium for new tobacco retailers

This email originated from outside of the City's email system. Do not open links or attachments from untrusted sources.

Good evening Mayor Martinez, Vice Mayor Jimenez, Councilmember Willis, Director Velasco, Ms. Mann, and Chief French -

The other four councilmembers have been bcc'd in case anyone replies all.

Below is a summary of questions regarding the proposed moratorium for new tobacco retailers.

If these questions/concerns can all be addressed via email before tomorrow night's City Council meeting, great. If not, then I am requesting that the item please be pulled, should no one else have already requested this.

1. Per the agenda report: "Currently, the City has 78 licensed tobacco retailers, which were issued licenses mostly by the Richmond Police Department's former Regulatory Unit and most recently by Community Development's Code Enforcement Division."

• How did staff derive this number?

- Does it include any shop that has received a license in the past **and** whose licenses are current? This number is the renewal invoices sent in 2024 only. Only 38 of the 78 renewals have been paid and are current. The moratorium will allow renewals to be issued.
- Or does this number also include tobacco retailers who don't currently have valid licenses? This does not include any unpermitted retailers.
 - People have posted on social media at least one example of a smoke shop that doesn't have a valid business license.

2. Per the agenda report: "In addition to special licensing for tobacco retailers, **the City does not allow smoke shops in the City**; however, complaints have been received that some have been established within the City. **Smoke shops currently operating with a tobacco retailer's license** have not been required to obtain a conditional use permit (CUP), as business license issuance is not tied to zoning (or building) code compliance."

- If the City does not allow smoke shops, then why were any granted a license to operate as a tobacco retailer? The smoke shop prohibition was adopted in 2016. Those existing prior are legal non-conforming uses. We believe some have established without proper city approvals. Enforcement actions will be pursued.
- The CUP comment seems irrelevant if they aren't even legal to begin with. The CUP process would also provide an opportunity to adopt site-specific conditions and a public notification process to give the public an opportunity to provide comment. The moratorium would prohibit any new tobacco retailer licenses to be issued until we study a new regulations, including potentially increasing the distance requirements between retailers to avoid an over saturation of retailers within the city.

3. Regulatory Unit staffing

- RPD transferred the regulatory unit to Code Enforcement some time in 2021 or 2022. When exactly did this transfer happen? In 2021.
- How long has the regulatory unit under either RPD or Code Enforcement not been appropriately staffed?
 - When the regulatory unit was still under RPD, when exactly was the last time there was an assigned FTE to this unit prior to transferring it to Code Enforcement? Chief French will have to address this. We had one officer assigned in 2020. He focused mainly on marijuana dispensary compliance. As of 2021 we no longer have a regulatory unit and have not issued any permits.
 - As of January 2023, Code Enforcement had not hired any new personnel into the regulatory unit. Has anyone been hired to date since the transfer? If not, why? Code Enforcement does not have an established regulatory unit per se, as all Code Enforcement officers can be used to enforce the licensing requirements. We did hire one Code Enforcement Officer 1 in 2023, but the unit has also lost staff during this time and had staff out for various reasons. We have done two recruitment processes for Code Enforcement officers, including one with an outside firm. We are currently working with HR on another process. The market for trained officer is high so it's been difficult to fill positions.

4. What was required by RPD/Code Enforcement, respectively, to **issue** an alcohol, tobacco or cannabis license.

- Is there a special license required in addition to a business license? Yes, there is a special license required called a tobacco retailers license. Alcohol retail sales require a CUP. Cannabis requires a CUP and Cannabis business permit.
- Does licensing (new and annual renewal) require a paper review process only or does it also require an in-person inspection of the property? The ordinance does not require an inspection to occur prior to issuance of a tobacco retailers license. It does allow for compliance checks to confirm retailers are not selling any prohibited items and complying with local, state, and federal regulations regarding tobacco sales.
- If the latter, who has been doing those inspections over the past several years when the Regulatory Unit hasn't been staffed? Code Enforcement officers are assigned to do compliance checks and investigate complaints.
- Are these inspections done in parallel with the Planning Division (see #5 below)? No. Only annual inspections for cannabis are done by Planning. Code inspects tobacco and alcohol. Planning is engaged by Code as needed.

5. Per the agenda report, "Tobacco regulations are generally **enforced** by the Code Enforcement Unit. The Planning Division enforces the licensing and land use components of tobacco businesses within the City."

- By law / RMC, how often are tobacco, alcohol and cannabis retailers required to be inspected and by whom? Current RMC regulations require annual inspection for cannabis and alcohol sales only. When we study new regulations for tobacco, we may want to change this for tobacco. Compliance checks for tobacco are allowed.
- When was the last time inspections occurred? It varies based on the regulated substance. We are behind on compliance inspections for tobacco and alcohol given staffing.
- When was the last time any enforcement action(s) occurred? Coordinated enforcement actions have not occurred in Code since we assumed responsibilities in 2021.
- Are there currently any tobacco retailers & smoke shops within 300 ft of a school or youth-oriented facility? We believe there are and will study this further, but they may be operating without proper licensing.

6. How is the City planning to enforce regulations (existing &/or new) without the proper staffing to do so? This will be studied further and will be specified when new regulations are recommended.

7. Why doesn't this moratorium extend to new retailers that fall under the oversight of an appropriately staffed Regulatory Unit, including tobacco, alcohol and cannabis? The proposed moratorium only addresses tobacco. This does not affect alcohol and cannabis. The moratorium would allow for enhanced regulations to be studied related to tobacco including possibly increasing the distance between retailers and also providing for a CUP process that will allow the public to be notified and provide comment throughout the process.

Hopefully staff can address these questions for the Council and Public either in advance of or at tomorrow's City Council meeting.

Thank you.

Warm regards,
Leisa