



Agenda

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AMENDED AGENDA(s):

- REGULAR MEETING OF THE RICHMOND CITY COUNCIL

Tuesday, June 25, 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

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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.

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A. OPEN SESSION TO HEAR PUBLIC COMMENT BEFORE CLOSED SESSION

4:30 p.m.

B. ROLL CALL

C. CLOSED SESSION

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

- Title: City Attorney

C.2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9)

- Tokoi v. City of Richmond
- Hanlees Hilltop Buick et al. v. City of Richmond
- Surplus Property Authority of the City of Richmond v. Riggers Loft Wine Company et al.

C.3 CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

- Property: 1689 Regatta Boulevard
Agency Negotiators: Nannette Beacham, Anne Lanphar
Negotiating Parties: DiCon Fiberoptics, Inc.
Under negotiation: Price and terms of payment

C.4 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.5 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.6 CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(initiation of litigation pursuant to paragraph (4) of Subdivision (d) of
Government Code Section 54956.9)**

- Two Cases

**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)

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. COMMENDATIONS, PRESENTATIONS, AND PROCLAMATIONS

N.1 Proclamation from East Bay Municipal Utility District (EBMUD) to the City of Richmond Parks and Landscaping Division

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RECEIVE a proclamation from the East Bay Municipal Utility District (EBMUD) recognizing the successful collaboration between the City of Richmond Parks and Landscaping Division and the University of California Gardeners of Contra Costa County that restored and maintains the garden at the Richmond Civic Center Plaza - Councilmember Doria Robinson (510-620-6568).

O. 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)

P. 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.)

P.1 City Attorney's Office

P.1.a Resolution Amending Richmond's Conflict of Interest Code

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ADOPT a resolution amending the City of Richmond's Conflict of Interest Code to ensure that all City positions required to file Statements of Economic Interest are properly identified – City Attorney's Office (Dave Aleshire 510-620-6509).

P.1.b	First Amendment to the Legal Services Agreement with the Law Office of Todd Simonson	54
	APPROVE a first amendment to the legal services agreement with the Law Office of Todd Simonson for \$140,500, for a total amount not to exceed amount of \$150,000 and with a term ending June 30, 2025 – City Attorney’s Office (Dave Aleshire 510-620-6509/Shannon Moore 510-620-6505/Sharrone Taylor 510-620-6803).	
P.1.c	Legal Services Agreement with Burke, Williams & Sorensen, LLP, to provide legal services related to the Chevron Refinery Wet Gas Scrubber Project.	80
	APPROVE a legal services agreement with Burke, Williams & Sorensen, LLP for \$500,000, to provide legal services related to California Environmental Quality Act (CEQA) and land use for the Chevron Refinery Wet Gas Scrubber Project, with a term initiating June 25, 2024, ending on June 30, 2026 – City Attorney’s Office (Shannon Moore 510-620-6505/Lina Velasco 510-620-6841).	
P.1.d	Legal Service Agreement Amendments with Three Firms to Perform Confidential Personnel Investigations	132
	APPROVE amendments to the legal services agreement with Kramer Workplace Investigations, Oppenheimer Investigations, and Ellis Investigations to extend the term to June 30, 2025, and increase the limit for an amount not-to-exceed \$100,000 for Kramer Workplace Investigations, contract amount not-to-exceed \$170,000 for Oppenheimer Investigations Group, and contract amount not-to-exceed \$200,000 for the Ellis Investigations to conduct confidential personnel investigations – City Attorney’s Office/Human Resources Department (Dave Aleshire/Shannon Moore/Nickie Mastay/Sharrone Taylor 510-620-6600).	
P.2	City Council	
P.2.a	Request a presentation from the Fire Department on the Community Wildfire Protection Plan (CWPP).	217
	REQUEST a presentation from the Fire Department on the Community Wildfire Protection Plan - Councilmember Soheila Bana (510-672-6503).	
P.3	City Manager's Office	
P.3.a	Establishment of a Community Crisis Response Program Community Advisory Board and Proposed Bylaws	219
	APPROVE the establishment of a Community Crisis Response Program Community Advisory Board, and the proposed bylaws drafted and recommended by the Reimagining Public Safety Community Task Force – Community Services Department (LaShonda White 510-620-6512/Sam Vaughn 510-620-5404).	

P.3.b	FY 2024-2025 Richmond Environmental and Community Investment Agreement (ECIA) Community Grant Program Grant Awardee Recommendation	230
	<p>APPROVE a recommendation from the Environmental & Community Investment Agreement (ECIA) Grant Review Committee for Fiscal Year 2024-2025 grant awards to 16 organizations in an amount not to exceed \$491,733; ADOPT a resolution; and AUTHORIZE the city manager to negotiate and execute Grant Service Agreements with approved grantees – City Manager’s Office (Patrick Seals/Nicholas Delgado 510-620-6512).</p>	
P.4	Community Development	
P.4.a	Contract with The Glen Price Group	258
	<p>APPROVE a contract with The Glen Price Group, in an amount not to exceed \$50,000, with a term beginning July 1, 2024, and expiring on December 31, 2025, to conduct Place-Based Workforce Development Strategy and Implementation Plan for the City of Richmond under the Transformative Climate Communities implementation grant - Community Development Department/Community Services Department (Lina Velasco/Beatriz Guerrero Auna 510-620-5450/Tamara Walker 510-307-8006).</p>	
P.4.b	Contract Amendment No. 2 with 4 Leaf, Inc.	357
	<p>APPROVE a contract amendment No. 2 with 4 Leaf, Inc. to increase the contract amount by \$1,000,000, for a total contract amount not to exceed \$1,750,000, through December 31, 2025, to provide on-call plan check and inspection services, including building and code enforcement-related inspections – Community Development Department (Lina Velasco 510-620-6841).</p>	
P.4.c	Contract with Mithun to Prepare the City’s Sea Level Rise Adaptation and Resiliency Plan	428
	<p>AUTHORIZE the city manager to finalize the negotiation and execute a professional services contract with Mithun/Environmental Science Associates (ESA), not to exceed \$400,000, for the preparation of framework components for a Sea Level Rise Adaptation and Resiliency Plan for the Richmond shoreline - Community Development Department (Lina Velasco/Kristi Ellerbroek 510-620-6888).</p>	

P.5	Economic Development	
P.5.a	FY 2023-2024 & 2024-25 Neighborhood Public Art Mini Grant Awards	487
	APPROVE a recommendation from the Richmond Arts and Culture Commission (RACC) for Fiscal Year (FY) 2024-25 to grant Neighborhood Public Art mini-grant awards to nine selected artists, for a total combined amount not to exceed \$65,000, for a term beginning as early as August 1, 2024, and ending June 30, 2025; and \$36,000 for FY 2023-2024 grantees; and AUTHORIZE the city manager or their designee to negotiate and execute agreements and amendments with approved grantees - Economic Development Department (Nannette Beacham 510-621-1306/Winifred Day 510-620-6952).	
P.6	Finance Department	
P.6.a	Liens and Special Assessments for Unpaid Garbage Collection Service Fees	506
	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 (Andrea Miller/Mubeen Qader 510-620-6740/Antonio Banuelos 510-620-6741).	
P.7	Library and Community Services	
P.7.a	Contract for Library Print Magazines and Newspapers Subscription Management Services	569
	APPROVE a contract with EBSCO Information Services for a three-year term from July 1, 2024, to June 30, 2027, in an amount not to exceed \$48,000, to manage magazine and newspaper for subscription services for the Richmond Public Library – Community Services Department (Kate Eppler 510-620-5452/Christopher Larsen 510-620-5524).	
P.7.b	Fiscal Year 2024-2025 North Richmond Mitigation Fee Expenditure Plan	603
	APPROVE the Fiscal Year 2024-2025 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, 2024, to June 30, 2025, 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).	

P.8	Mayor's Office	
P.8.a	Richmond-Shimada Friendship Commission Reappointment	631
	REAPPOINT Jamie Brown to the Richmond Shimada Friendship Commission, term expires December 31, 2026 – Mayor’s Office (Mayor Eduardo Martinez 510-620-6503.)	
P.8.b	Community Police Review Commission Appointment	634
	APPOINT Marisol Cantu to the Community Police Review Commission to an unexpired term that expires November 1, 2026 - Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
P.8.c	Historic Preservation Commission Appointment	637
	REAPPOINT Michael Hibma to the Historic Preservation Commission, term expires July 31, 2028 - Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
P.9	Police Department	
P.9.a	Resolution Authorizing a Sole-Source Procurement Process for Selected Specialized Police Department Services.	640
	ADOPT a resolution authorizing the city manager to execute reoccurring contracts for Fiscal Years 2024-2025 and 2025-2026 with Contra Costa County and the State of California at an aggregate annual amount of \$1,172,500. Services contracted with Contra Costa County include the following: California Law Enforcement Telecommunications System (CLETS) - \$11,000; California Identification Division (CAL ID) - \$250,000; Automated Regional Information Exchange System (ARIES) - \$50,000; All County Criminal Justice Information System (ACCCJIN) - \$25,000; Martinez Detention Facility intake fees - \$50,000; alcohol/toxic drug and crime scene evidence analysis - \$375,000; Sexual Assault Response Team (SART) examinations- \$40,000; annual jail inspection and audit - \$1,000; Coroner & Gunshot Residue (GSR) examination and analysis - \$10,000; out of state inmate extradition - \$4,000; Law Enforcement Training Center - \$100,000; Department of Information Technology - \$40,000; East Bay Regional Communication System Authority (EBRCS) - \$200,000. The State of California contracted services including Live Scan fingerprinting - \$16,500 – Police Department (Chief Bisa French 510-621-1802).	
P.10	Public Works	
P.10.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).	

- P.10.b Additional Grant Funds from the California Natural Resources Agency (CNRA) for the Rheem Creek Flood Risk Reduction Project; Amend UST Testing Services, Inc.'s Construction Contract; Amend American Rivers Inc.'s Project/Grant** 653
- ADOPT a resolution to ACCEPT and APPROPRIATE additional grant funds in the amount of \$631,400 from California Natural Resources Agency (CNRA) for the Rheem Creek Flood Risk Reduction Project for a total grant award of \$2,230,244; and APPROVE an amendment to UST Testing Services, Inc. contract in the amount of \$179,481, for an amended total contract amount not to exceed \$1,535,990, and AUTHORIZE the Director of Public Works to approve additional change orders up to \$18,000, if necessary; and APPROVE an amendment to American Rivers' contract in the amount of \$148,200, for an amended total contract amount not to exceed \$448,700 – Public Works Department (Daniel Chavarria 510-620-5478/Robert Armijo 510-620-5477).
- P.10.c Hilltop Landscape District Office Trailer and Yard Lease** 785
- APPROVE a seventh lease amendment with North Richmond Properties, Inc., in an amount not to exceed \$33,726.48, for a month-to-month for a one-year term, for the rental of two office trailers and space to store containers and landscaping equipment – Public Works Department (Daniel Chavarria 510-620-5478/Greg Hardesty 510-620-6920).
- P.10.d Approval to Accept and Award Boorman Park Project Bids and Authorize Change Orders Due to Project Grant Deadlines and Council Recess** 809
- ADOPT a resolution granting the city manager the authority to accept bids and award contracts for the Boorman Park Remediation and Revitalization Projects; and AUTHORIZE the Director of Public Works to approve change orders up to 10 percent of the construction costs, provided the award and change orders remain within the Council-approved budget for Fiscal Year 2024-2025 – Public Works Department (Daniel Chavarria/Robert Armijo/Josel Munoz 510-620-5478).
- P.10.e Contract with Security Signal Devices Inc. for Intrusion and Fire Alarm System Monitoring** 820
- APPROVE an after-the-fact contract with Security Signal Devices Inc. to pay for services provided for intrusion and fire alarm system monitoring for City buildings in amount not-to-exceed \$16,314.70, for the term November 16, 2022, through October 1, 2023, funded by budgeted Fiscal Year 2023-2024 professional services - Public Works Department (Daniel Chavarria 510-620-5478/Carl Capistrano 510-620-6896).

P.10.f	Sodium Bisulfite Facility and Chlorine Building Upgrade Project Completion and Financial Close-Out	957
	ADOPT a resolution to increase the contract for the Sodium Bisulfite (SBS) Project in the amount of \$666,419 for a total amount not to exceed \$7,096,210; and ACCEPT the Sodium Bisulfite (SBS) Facility and Chlorine Building upgrade project as complete – Public Works Department (Daniel Chavarria 510-620-5478 / Robert Armijo 510-620-5477).	
P.10.g	Emergency Justification for the Replacement of the Dornan Drive Force Main Sanitary Sewer Line	980
	ADOPT a resolution for the Emergency Justification authorizing Veolia Water to manage (on behalf of the City of Richmond) subcontracts with W.R. Forde Construction for \$2,726,808, Questa Engineers for \$20,970, and a contingency of \$642,721, to replace the Dornan Drive Force Main Sanitary Sewer Line in an amount which will not exceed \$3,390,500 - Public Works Department (Robert Armijo 510-620-5477/ Mary Phelps 510-621-1269)	
P.10.h	Approve a three-year contract with East Bay Paint Center to provide paint, stains, equipment, etc., for the City of Richmond facilities.	1272
	ADOPT a resolution to award a contract with East Bay Paint Center for the paints, stains, thinners, and painting supplies for the use, care and maintenance of City of Richmond Facilities for a period of three years for total contract amount not to exceed \$150,000 per year, for a total not to exceed amount of \$450,000 with two, one-year options to renew for \$100,000 per year with approval from the Director of Public Works - Public Works Department (Daniel Chavarria 510-620-5478/Carl Capistrano 510-620-6896).	
Q.	PUBLIC HEARINGS	
Q.1	Approval of 2024-2025 Hilltop Landscape Maintenance District Annual Assessments	1371
	HOLD a public hearing and ADOPT a resolution approving the Engineer's Report and ordering the levy and collection of assessments in the Hilltop Landscape Maintenance District for the Fiscal Year 2024-2025, providing for a three percent increase in annual assessments – Public Works Department (Daniel Chavarria 510-620-5478/Robert Armijo 510-620-5477).	
Q.2	Approval of FY 2024-2025 Marina Bay Landscape and Lighting Maintenance District Assessments and Engineer's Report	1443
	HOLD a public hearing and ADOPT a resolution approving the Engineer's Report for the Marina Bay Landscaping and Lighting Maintenance District for Fiscal Year 2024-2025, providing for a three percent increase in annual assessments – Public Works Department (Daniel Chavarria 620-5478/Robert Armijo 620-6920).	

Q.3 Sidewalk Vendor Ordinance 1537

HOLD a public hearing to INTRODUCE an ordinance (first reading) adding new Chapter 7.42 Sidewalk Vending regulations in the Richmond Municipal Code consistent with state law and AUTHORIZE the city manager or her designee to execute any agreements necessary to establish and implement a Mobile Vendor Plaza Program aimed at creating opportunities for sidewalk vendors and other interested parties to continue their businesses in a regulated and licensed manner. The Ordinance is not a project under the California Environmental Quality Act (CEQA), in that it maintains the existing physical environment and prevents changes in the environment (CEQA Guidelines Section 15378(a)). It is also exempt under Guidelines Sections 15060(c)(2) and Section 15061(b)(3) - Community Development Department/Public Works Department (Lina Velasco 510-620-6841/Daniel Chavarria 510-620-5478).

R. STUDY AND ACTION SESSION

R.1 Final Written Report of the Raftelis Workforce Analysis and PowerPoint Presentation 1554

RECEIVE the final written report from Raftelis Financial Consultants regarding their workforce analysis – City Manager’s Office/Human Resources Department (Nickie Mastay/Sharrone Taylor 510-620-6602). **This item was continued from the May 28, 2024, and June 4, 2024, meetings.**

R.2 Presentation on proposed November 2024 \$20B Affordable Housing Bond 1676

RECEIVE a presentation from the Bay Area Housing Finance Authority and the Contra Costa County Department of Conservation and Development on the proposed November 2024 \$20 billion Affordable Housing Bond - Councilmembers Soheila Bana (510-620-6743) and Gayle McLaughlin (510-620-6636).

R.3 Richmond Arts Initiative, Arts District Consultant RFP Search Summary of Recommendations 1691

RECEIVE a 10-minute presentation from both consulting services applicants from the Request for Qualifications (RFQ) and Request for Proposals (RFP) to establish an Arts District; and APPROVE a contract with Independent Arts and Media as Fiscal Agent for Richmond Renaissance or Ceres Policy Research to develop a Strategic Plan for a sustainable Art District, in an amount not to exceed \$50,000, with a term ending December 31, 2024 - Economic Development Department (Winifred Day 510-620-6952).

R.4 Presentation of the Economic Development Commission’s Vision for Taste of Richmond 2024 1927

RECEIVE a presentation from the Economic Development Commission on the new direction and vision for the 2024 Taste of Richmond; and request an appropriation in the amount of \$10,000 to help support the 2024 Taste of Richmond event – Councilmember Cesar Zepeda (510-620-6593).

S. ADJOURNMENT
