



Agenda

PLEASE NOTE: HYBRID MEETING FORMAT

- REGULAR MEETING OF THE RICHMOND CITY COUNCIL

Tuesday, November 19, 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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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: Judy Barron
- Claimant: Eric Mendoza Govan

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

- Agress v. City of Richmond
- City of Richmond v. Riggers Loft Wine Company

C.3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957)

- Title: City Clerk
- Title: City Attorney

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 REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8)

- Property: Nevin Plaza II
Agency Negotiators: Nannette Beacham and Gabino Arredondo
Negotiating Parties: EAH Housing
Under Negotiations: Price and Terms of Payment
- Property: 222 Marina Way (Nystrom Village)
Agency Negotiators: Nannette Beacham, Gabino Arredondo, Susan Bloch
Negotiating Parties: Eden Housing, Inc. & Community Housing Development Corporation; Gorman & Company & Novin Development; National Community Renaissance
Under negotiation: Price and terms of payment

C.6 PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6)

Title: Confidential Investigative and Appeals Officer

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. 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)

N. 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.)

N.1 City Attorney's Office

N.1.a Legal Services Agreement with Lagasse Branch Bell + Kinkead LLC

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APPROVE a legal services agreement with Lagasse Branch Bell + Kinkead LLC for a term of December 1, 2024, through November 30, 2027, for a total amount not to exceed \$225,000, to conduct confidential personnel investigations – City Attorney's Office/Human Resources Department (Dave Aleshire/Shannon Moore/Nickie Mastay/Sharrone Taylor 510-620-6803).

N.1.b Legal Services Agreement with McFadden Investigations Law Corporation

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APPROVE a legal services agreement with McFadden Investigations Law Corporation for a term of November 19, 2024, through September 30, 2027, for a total amount not to exceed \$150,000 to perform confidential personnel investigations – City Attorney's Office/Human Resources Department (Dave Aleshire/Shannon Moore/Nickie Mastay/Sharrone Taylor 510-620-6803).

N.1.c	Adopt ordinance containing procedures for issuing notice and receiving public comment for water, sewer, and related assessments under Proposition 218.	60
	INTRODUCE an ordinance (first reading) adding Section 13.08.090 to the Richmond Municipal Code to establish clear procedures for the submittal and consideration of public comments regarding proposed water or sewer rates or assessments and for the exhaustion of administrative remedies of such assessments under Proposition 218 – City Attorney’s Office (Christopher Dykzeul/Dave Aleshire 510-620-6509).	
N.2	City Clerk’s Office	
N.2.a	City Council Meeting Minutes	67
	APPROVE the minutes of the October 15 and October 22, 2024, regular meetings - City Clerk’s Office (Pamela Christian 510-620-6513).	
N.2.b	Cancellation of the December 24, 2024, City Council Meeting and Announce the Council Holiday Schedule	85
	APPROVE the cancellation of the December 24, 2024, City Council meeting and the City Council holiday schedule as follows: November 26, December 3, and 17, 2024, regular meetings; December 31, 2024, no meeting; January 7, 2025, regular meeting; and January 14, 2025, Swearing-in Ceremony for the new City Councilmembers - City Clerk’s Office (Pamela Christian 510-620-6513).	
N.3	City Council	
N.3.a	The CROWN (Creating a Respectful and Open World for Natural Hair) Act	87
	DIRECT staff to review and ensure all City policies governing appearance align with the City’s anti-harassment policy’s definition of Race and DIRECT staff to include as part of the Race Equity Initiative, educating the workforce about the CROWN Act - Councilmember Zepeda (510-620-6593).	
N.3.b	Hire Interim Investigator for the Community Police Review Commission	92
	APPROVE the following actions: 1) hire an Interim Investigator to undertake the investigative duties previously performed by the former Community Police Review Commission investigator while the City recruits and hires a permanent investigator; 2) reallocate the current budget to that interim investigator; and 3) create an <i>ad hoc</i> committee of the City Council to prepare an interim investigator job description, interview proposed candidates, select the best qualified candidate to fill the temporary interim investigator position and present the candidate to the full City Council for approval – Vice Mayor Claudia Jimenez (510-620-6565).	

N.3.c	City of Richmond Two-Year Fee Schedule for Membership in the East Bay Wildfire Coalition	94
	APPROVE City of Richmond fees for membership in the East Bay Wildfire Coalition for a total of \$8,250 (including \$3,250 for Fiscal Year 2025 and \$5,000 for Fiscal Year 2026) – Councilmember Gayle McLaughlin (510-620-6636) and Councilmember Soheila Bana (510-620-6743).	
N.4	City Manager's Office	
N.4.a	Pre-Approval of Qualified Local Public Private Organizations for Grant Partnership	106
	ADOPT a resolution pre-approving six non-profit, community-based, public, and private local organizations to provide grant administration and management in collaboration with City departments in compliance with the City's Grants Policy – City Manager's Office (Patrick Seals 307-8016).	
N.4.b	Approval of Qualified Consultant List for Group Facilitation, Retreats, and Mediation Services	306
	ADOPT a resolution approving a consultant list of ten firms to provide retreat and team building, working group facilitation, and conflict resolution and mediation service pursuant to contracts in an amount not-to-exceed \$50,000 per vendor, per fiscal year for Fiscal Years 2024-2025 through 2027- 2028 – City Manager's Office (Patrick Seals 307-8016/Kaitlen Burnom 621-1240).	
N.4.c	Fiscal Year 2024-25 ECIA Category 3 Awards	468
	APPROVE a recommendation from the City Council ECIA Grant Review Ad Hoc Committee to award \$56,000 in Fiscal Year 2024-25 ECIA Grant funds (Category 3 - City Council-Approved Award) to four (4) Richmond-serving non-profit organizations; ADOPT a resolution; and AUTHORIZE the City Manager to negotiate and execute Grant Service Agreements with approved grantees – City Manager's Office (Patrick Seals 510-307-5016/Nicholas Delgado/Guadalupe Morales/Abdul Black 510-620-6523).	
N.5	Economic Development	
N.5.a	Port Contract with STAX Engineering for CARB-Approved Emissions Control Solution	481
	APPROVE an agreement with STAX Engineering, LLC in the amount of \$500,000 to be paid over a two-year period to offset deployment and operations costs of deploying a California Air Resources Board (CARB)-Approved Emissions Control Solution at the Port of Richmond for a term ending December 31, 2026 – Economic Development Department (Charles Gerard 510-829-2253/Lizeht Zepeda 510-620-6653).	

N.5.b	Authorization to Apply for Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant	645
	<p>ADOPT a resolution authorizing the city manager or their designee to submit grant applications for any and all United States Department of Transportation (DOT) Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grants for which the Port of Richmond is eligible through Fiscal Year 2029-2030; EXECUTE all necessary and related agreements – Economic Development Department (Charles Gerard 510-620-6792/Nannette Beacham 510 621-1306/Lizeht Zepeda/510-620- 6653).</p>	
N.5.c	Lease Extension with Dicon Fiberoptics, Inc., for Police Department Facility at 1689 Regatta Boulevard	702
	<p>APPROVE the second lease amendment to provide a five (5) year lease extension with DiCon Fiberoptics, Inc. for the RPD Facility commencing January 1, 2025, and ending on December 31, 2029, with an annual base rent of \$1,690,440 (monthly cost fixed rate of \$140,870) and operating expenses and utilities of \$508,283 (estimated monthly cost \$42,356.91, which may increase annually), with five (5) one-year renewal options - Police Department/Economic Development - Real Estate (Chief Bisa French/Nannette J. Beacham 510-621-1306).</p>	
N.6	Finance Department	
N.6.a	Approving an Additional Three Percent Annual Cost of Living Increase for Recipients of the General Pension Fund Participants for 2025	761
	<p>ADOPT a resolution approving a three percent annual cost of living increase, in addition to the two percent minimum cost of living increase, for the recipients of the General Pension Fund, for a total annual cost of living increase of five percent for these recipients – Finance Department (Andrea Miller 510-620-6790).</p>	
N.6.b	Badawi & Associates Contract Amendment #3	765
	<p>APPROVE the third amendment to the sole-source contract with Badawi and Associates for auditing services to the City and its related entities for three more fiscal years and adding an additional scope of work for capital grant audits for the Richmond Housing Authority (\$20,000) covering eight fiscal years, for an amount not to exceed \$1,005,783 – Finance Department (Andrea Miller 510-620-6790/Mubeen Qader 510-412-2077).</p>	

N.6.c	Investment and Cash Balance Report, Monthly Overtime Reports, and Documentary Transfer Tax Report for the Month of September 2024	902
	RECEIVE the City’s Investment and Cash Balance Report, Monthly Overtime Reports, and Documentary Transfer Tax Report for the month of September 2024 – Finance Department (Andrea Miller 510-620-6740).	
N.6.d	Compliance with Developer Fees Reporting Requirements of Sections 66006 and 66001 of the Government Code	927
	RECEIVE the annual year-end developer fee report as required pursuant to Section 66006 of the Government Code – Finance Department (Andrea Miller 510-620-6790).	
N.6.e	Liens and Special Assessments for Unpaid Garbage Collection Service Fees	932
	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).	
N.6.f	American Rescue Plan Act (ARPA) Interagency Agreements	1008
	APPROVE Interagency Agreements with departments to obligate ARPA funding in an amount not to exceed \$16,782,074 - Finance Department (Andrea Miller 510-620-6790/Mubeen Qader 510-412-2077).	
N.6.g	Fiscal Year 2024-25 Quarter 1 Budget Report	1075
	RECEIVE the Fiscal Year 2024-25 Quarter 1 budget report for the period of July 1, 2024, through September 30, 2024; and ADOPT a resolution approving proposed budget adjustments – Finance Department (Andrea Miller 510-620-6790 / Mubeen Qader 510-412-2077 / Jerry Gurule 510-620-6591).	
N.6.h	Propose Amendment to the Payment Schedule of the Loan Agreement Between the City of Richmond and the Port of Richmond.	1147
	AUTHORIZE the city manager to execute the First Amendment to the Amended and Restated Memorandum of Loan Agreement and Promissory Note (“Loan”) between the City of Richmond and the Port of Richmond to revise in entirety the Payment Schedule memorializing prepayments on the Loan in the amount of four million five hundred thousand dollars (\$4,500,000) over a six-month period between January 2025 and June 2025 – Finance Department (Andrea Miller 510-620-6790/Rita Martinez 510-621-1546).	

N.7	Human Resources	
N.7.a	Amend the Salary Schedule	1160
	ADOPT a resolution amending the salary schedule to retitle Electrical Supervisor to Chief Electrician – Human Resources Department (Sharrone Taylor/Nickie Mastay 510-620-6602).	
N.7.b	Amend position control list	1164
	ADOPT a resolution to amend staffing and position control list and allocate the necessary salary, wages, and benefits as required – Human Resources Department (Nickie Mastay/Sharrone Taylor 510-620-6602).	
N.8	Information Technology	
N.8.a	Resolution Confirming Standing Orders and Outline Agreements for Technology Related on Demand Hardware, Software, and Services from Various Vendors.	1173
	ADOPT a resolution authorizing the Department of Information Technology to use standing orders/outline agreements for technology related goods and services from nine pre-approved vendors in support of essential City of Richmond hardware, software, and services, in an amount not to exceed \$500,000 per year per vendor for Fiscal Years 2024-2025 through 2028-2029 with review and approval of such agreements from City Attorney’s Office - Information Technology Department (Sue Hartman 510-620-6874).	
N.9	Library and Community Services	
N.9.a	Contract with Imperial County Office of Education to Continue Richmond Public Library’s Connection to CENIC Network High Speed Broadband	1187
	APPROVE a sole-source contract with the Imperial County Office of Education for a not to exceed amount of \$30,000, with a term beginning September 10, 2024, and ending September 10, 2027, to allow the Richmond Public Library’s connection to the Corporation for Education Network Initiatives in California (CENIC) high speed network – Community Services Department (Christopher Larsen 510-620-5524/Kate Eppler 510-620-5452).	
N.10	Mayor's Office	
N.10.a	Veterans Day Proclamation 2024	1223
	PROCLAMATION honoring the Veterans Resource Program and all veterans on November 11, 2024, Veterans Day – Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	

N.10.b	Green Empowerment Zone Resolution	1226
	ADOPT a resolution regarding the City of Richmond’s intent to participate in the Green Empowerment Zone and APPOINT Councilmember Robinson as the City’s representative for a two-year term – Mayor's Office (Mayor Martinez 510-620-6503).	
N.10.c	Appointment of Isabel C. Ramos Zaragoza to the Richmond Human Rights and Human Relations Commission	1232
	APPOINT Isabel C. Ramos Zaragoza to the Richmond Human Rights and Human Relations Commission with a term that expires March 30, 2025 - Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
N.10.d	Correction to Term Expiration Date for John Dupin's appointment	1235
	AMEND the expiration date for John Dupin’s current term on the Contra Costa Mosquito and Vector Control Board from January 6, 2029, to the correct date of October 18, 2028 – Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
N.10.e	Appointment of Andrew Brosnan to the Urban Forest Advisory Committee.	1237
	APPOINT Andrew Brosnan to the Urban Forest Advisory Committee with a term that expires on November 17, 2025 – Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
N.10.f	Appointment of Sarah Shwaika to the Community Police Review Commission	1240
	APPOINT Sarah Shwaika to the Community Police Review Commission for a term that expires November 1, 2027 - Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
N.10.g	Reappointment of Rachel Lorber to the Community Police Review Commission	1243
	REAPPOINT Rachel Lorber to the Community Police Review Commission with a term that expires November 1, 2027 - Mayor’s Office (Mayor Eduardo Martinez 510-620-6503).	
N.11	Police Department	
N.11.a	Approve a Three-year Contract with Sharjo, LLC dba ServiceMaster Restoration Services	1246
	APPROVE a three-year contract with Sharjo, LLC dba ServiceMaster Restoration Services for routine cleaning and on-call biohazard cleanup services in an amount not to exceed \$45,000, effective November 20, 2024, through November 19, 2027, with two one-year extension options and not to exceed amount of \$30,000 for the total extended term - Police Department (Chief Bisa French 510-621-1802).	

N.12	Public Works	
N.12.a	Pia Angela Göktürk Bench Donation	1367
	APPROVE the donation of a memorial bench dedicated to Pia Angela Göktürk to be installed on the Bay Trail near Barbara and Jay Vincent Park – Public Works Department/Community Services Department (Daniel Chavarria 510-620-5478/Wade Finlinson 510-621-1301/Stephanie Ny 510-620-6563/Ranjana Maharaj 510-620-6792).	
N.12.b	Appropriation of \$4,100,000 for the Revitalizing the Historic Main Library Project (Main Library Project).	1379
	ADOPT a resolution to appropriate \$4,100,000 from the General Fund to the General Capital Fund to the Revitalizing the Historic Main Library Project – Public Works Department (Daniel Chavarria 510-620-5478/Wendy Wellbrock 510-307-8108).	
N.12.c	Resolution to Approve a Contract with Fonroche Lighting America to provide Solar Lighting.	1385
	ADOPT a resolution to award a three-year contract for \$3,000,000 with Fonroche Lightning America beginning November 25, 2024, and ending on November 24, 2027, with two optional one-year extensions for a total amount of \$2,000,000 for both option years, for the installation of solar lighting - Public Works Department (Clarence Johnson 510-231-3033/Daniel Chavarria 510-620-5478/Tawfic Halaby 510-620-5482).	
N.12.d	Authorize the city manager to sign a Letter of Intent for Sludge Ponds Lease Extension	1429
	AUTHORIZE the city manager to sign a Letter of Intent (LOI) with West County Wastewater (WCW) to continue leasing the sludge ponds in 2025, ensuring continued biosolids processing at the City's wastewater treatment plant following the dissolution of the West County Agency – Public Works Department (Robert Armijo 620-5477/Daniel Chavarria 620-4778).	
N.12.e	Resolution to Authorize Task Authorizations with Veolia Water North America for Stormwater Maintenance and Repairs	1449
	ADOPT a resolution to authorize Task Authorizations with Veolia Water North America in an amount not to exceed \$750,000 for the maintenance of the Large Trash Capture Devices and repairs to the stormwater collection system at multiple locations - Public Works (Daniel Chavarria 510-620-5478/Mary Phelps (510) 621-1269).	

O. NEW BUSINESS

O.1 State of the Contra Costa Community College District 1513

RECEIVE a presentation from Chancellor Mojdeh Mehdizadeh, Contra Costa Community College District, and President Kimberly Rogers, Contra Costa College regarding the state of the Contra Costa Community College District - Mayor's Office (Mayor Eduardo Martinez 510-620-6503).

O.2 West Contra Costa Transportation Commission Presentation 1532

RECEIVE a presentation from the West Contra Costa Transportation Commission regarding the Draft Richmond Parkway Transportation Plan - Public Works Department (Robert Armijo 510-620-5477).

O.3 Year One Annual Report on Richmond Rising Transformative Climate Communities Grant 1689

RECEIVE a presentation of the Year One Annual Report for Richmond Rising Transformative Climate Communities Implementation Grant – Community Development Department (Lina Velasco/Beatriz Guerrero Auna 510-620-5450).

P. 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)

Q. ADJOURNMENT
