



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, May 3, 2016

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Mayor
Thomas K. Butt

Vice Mayor
Eduardo Martinez

Councilmembers

Nathaniel Bates
Jovanka Beckles
Gayle McLaughlin
Jael Myrick
Vinay Pimplé

Housing Authority Tenant Commissioners
Two vacancies

The Richmond City Council also serves as Board Members and Commission Members for the following:

Housing Authority
Joint Powers Financing Authority
Surplus Property Authority
Local Reuse Authority

COMMUNICATION ACCESS INFORMATION:

This meeting is being held in a wheelchair accessible location. To request disability-related accommodation(s) to participate in the meeting, including auxiliary aids or services, please contact Bruce Soublet, ADA Coordinator, at (510) 620-6509 at least three business days before the meeting date.

MEETING PROCEDURES

The City of Richmond encourages community participation at its City Council meetings and has established procedures that are intended to accommodate public input in a timely and time-sensitive way. As a courtesy to all members of the public who wish to participate in City Council meetings, please observe the following procedures:

PUBLIC COMMENT ON AGENDA ITEMS: Anyone who desires to address the City Council on items appearing on the agenda 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. Your name will be called when the item is announced for discussion.

Each speaker will be allowed TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda.

OPEN FORUM FOR PUBLIC COMMENT: Individuals who would like to address the City Council on matters not listed on the agenda or on items remaining on the consent calendar may do so under Open Forum. All speakers must complete and file a pink speaker's card with the City Clerk **prior** to the commencement of Open Forum. The amount of time allotted to individual speakers shall be determined based on the number of persons requesting to speak during this item. **The time allocation for each speaker will be as follows:** 15 or fewer speakers, a maximum of 2 minutes; 16 to 24 speakers, a maximum of 1 and one-half minutes; and 25 or more speakers, a maximum of 1 minute.

SPEAKERS ARE REQUESTED TO OCCUPY THE RESERVED SEATS IN THE FRONT ROW BEHIND THE SPEAKER'S PODIUM AS THEIR NAME IS ANNOUNCED BY THE CITY CLERK.

CONSENT CALENDAR: Consent Calendar items are considered routine and will be enacted, approved or adopted by one motion unless a request for removal for discussion or explanation is received from the audience or the City Council. A member of the audience requesting to remove an item from the Consent Calendar must first complete a speaker's card and discuss the item with a City staff person who has knowledge of the subject material, prior to filing the card with the City Clerk and **prior** to the City Council's consideration of Agenda Review. An item removed from the Consent Calendar may be placed anywhere on the agenda following the City Council's agenda review.

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.

CITY HARASSMENT POLICY: The City invites public comment and critique about its operations, including comment about the performance of its public officials and employees, at the public meetings of the City Council and boards and commissions. However, discriminatory or harassing comments about or in the presence of City employees, even comments by third parties, may create a hostile work environment, if severe or pervasive. The City prohibits harassment against an applicant, employee, or contractor on the basis of race, religious creed, color, national origin, ancestry, physical disability, medical condition, mental disability, marital status, sex (including pregnancy, childbirth, and related medical conditions), sexual orientation, gender identity, age or veteran status, or any other characteristic protected by federal, state or local law. In order to acknowledge the public's right to comment on City operations at public meetings, which could include comments that violate the City's harassment policy if such comments do not cause an actual disruption under the Council Rules and Procedures, while taking reasonable steps to protect City employees from discrimination and harassment, City Boards and Commissions shall adhere to the following procedures. If any person makes a harassing remark at a public meeting that violates the above City policy prohibiting harassment, the presiding officer of the meeting may, at the conclusion of the speaker's remarks and allotted time: (a) remind the public that the City's Policy Regarding Harassment of its Employees is contained in the written posted agenda; and (b) state that comments in violation of City policy are not condoned by the City and will play no role in City decisions. If any person makes a harassing remark at a public meeting that violates the above City policy, any City employee in the room who is offended by remarks violating the City's policy is excused from attendance at the meeting. No City employee is compelled to remain in attendance where it appears likely that speakers will make further harassing comments. If an employee leaves a City meeting for this reason, the presiding officer may send a designee to notify any offended employee who has left the meeting when those comments are likely concluded so that the employee may return to the meeting. The presiding officer may remind an employee or any council or board or commission member that he or she may leave the meeting if a remark violating the City's harassment policy is made. These procedures supplement the Council Rules and Procedures relating to disruption of orderly conduct at Council meetings.

Any law enforcement officer on duty or whose service is commanded by the presiding officer shall be Sergeant-at-Arms of the Council meetings. He/she, or they, shall carry out all orders and instructions given by the presiding officer for the purpose of maintaining order and decorum at the Council meetings (City Council Rules of Procedure and Order Section III F, RMC Section 2.12.030).

**OPEN SESSION TO HEAR PUBLIC COMMENT ON CLOSED
SESSION ITEMS**

5:00 p.m.

- A. **ROLL CALL**
- B. **PUBLIC COMMENT**
- C. **ADJOURN TO CLOSED SESSION**

CLOSED SESSION

Shimada Room of the Community Services Building

A. **CITY COUNCIL**

A-1. LIABILITY CLAIMS -(Government Code Section 54956.9):

Sousa vs. City of Richmond

Whitney vs. City of Richmond

A-2. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

Conference with Labor Negotiators: City designated representative(s): Bill Lindsay, Lisa Stephenson, Maria Blue, Jack Hughes, Todd Simonson, Belinda Warner, and Bruce Soublet for SEIU Local 1021, IFPTE Local 21, Local 188, RPOA, RPMA, and RFMA.

A-3. PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6):

Title: Investigative Officer

MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

A. PLEDGE TO THE FLAG

B. ROLL CALL

C. STATEMENT OF CONFLICT OF INTEREST

D. AGENDA REVIEW

E. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

E-1. PRESENT a proclamation declaring May 2016 as Historic Preservation Month in Richmond to the City of Richmond's Historic Preservation Commission - Mayor's Office (Mayor Tom Butt, 620-6503).

F. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION

G. REPORT FROM THE CITY MANAGER

H. OPEN FORUM FOR PUBLIC COMMENT

I. CITY COUNCIL CONSENT CALENDAR

I-1. APPROVE a one-year contract with Glen Price Group to prepare a grant application for the California Board of State and Community Corrections (BSCC) Strengthening Law Enforcement and Community Relations grant for the period March 1, 2016 to December 31, 2016, in an amount not to exceed \$17,500 – Police Department (Chief Allwyn Brown 621-1802).

I-2. APPROVE a contract amendment with Noonan and Hart Investigative Services, Inc. for the purpose of conducting pre-employment background investigations in the Police Department, increasing the contract amount by \$19,000 to a total amount not to exceed \$25,000, and with a term from February 1, 2016, through December 31, 2016 - Police Department (Chief Allwyn Brown 621-1802).

I-3. APPROVE an amendment to the grant funded contract with the Bay Area Resource Center, allowing for an expansion of the existing training courses provided to new and small Richmond-based contractors as part of the RichmondBUILD program. The contract term will be extended through June 30, 2017; and the contract amount will be increased by \$30,000 for a total amount not to exceed \$80,000 - Employment and Training Department (Sal Vaca 307-8006).

- I-4.** ADOPT a resolution approving the Engineer's Report for Fiscal Year 2016-2017 for the Hilltop Landscape Maintenance District ("HLMD"), declaring the Council's intention to increase the annual assessment in the HLMD, and announcing a public hearing concerning the proposed increased assessment on June 7, 2016, at 6:30 PM in the City Council Chambers at 440 Civic Center Plaza in the City of Richmond - Department of Infrastructure and Maintenance Operations (Tim Higaes 620-6508).
- I-5.** ADOPT a resolution approving the Engineer's Report for FY 2016-2017 for the Marina Bay Landscaping and Lighting Maintenance District, declaring the Council's intention to increase the annual assessment in the Marina Bay Landscaping and Lighting Maintenance District, and announcing a public hearing concerning the proposed increased assessment on June 7, 2016, at 6:30 PM in City Council Chambers at 440 Civic Center Plaza in the City of Richmond - Department of Infrastructure and Maintenance Operations (Tim Higaes 620-6508).
- I-6.** APPROVE a sole-source contract with Linear Systems for an upgrade of the Digital Information Management System, in an amount not to exceed \$60,000, and with a term from February 1, 2016 through June 30, 2017 - Police Department (Chief Allwyn Brown 621-1802).
- I-7.** APPROVE an amendment to the grant funded contract with the Cypress Mandela Training Center to provide multi-craft core curriculum and industry-recognized certifications for (15) program participants at the Cypress Mandela Training Center in support of the RichmondBUILD Academy's Clean Energy Grant. The contract term will be extended through June 30, 2017; the contract amount will be increased by \$75,000 for a total contract amount not to exceed \$275,000 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8023).
- I-8.** APPROVE an amendment to the grant funded contract with Contra Costa County Employment and Human Services Dept. on behalf of the Workforce Development Board to provide additional multi-craft core curriculum and industry-recognized certificate for (10) Future Build program participants on behalf of RichmondBUILD Academy. The contract amount will be increased by \$50,000 for a total contract amount not to exceed \$150,000 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8023).
- I-9.** APPROVE an amendment to the grant funded contract with the Laborers' Community Service & Training Foundation to provide an additional series of Multi-Craft Core Curriculum training classes at the RichmondBUILD Academy. The contract term will be extended through June 30, 2017; the contract amount will be increased by \$10,000 for a total amount not to exceed \$50,000 - Employment and Training Department (Sal Vaca/Fred Lucero 307-8023).

- I-10.** APPROVE actions to update the Housing Advisory Commission: APPOINT Anntheia Farr, new appointment, seat #1, term expiring November 1, 2017 - Mayor's Office (Mayor Tom Butt 620-6503).
- I-11.** APPROVE a standing purchase order with Statewide Traffic Safety & Signs, Inc. for traffic signs and lines materials in an amount not to exceed \$100,000 for the three fiscal years from 2016-2019 - Engineering Services Department (Yader A. Bermudez 774-6300).
- I-12.** APPROVE a contract with Delta Grinding, Inc. for as-needed rental of street paving grinding equipment in an amount not to exceed \$175,000 per year - Public Works Department (Yader A. Bermudez 774-6300).
- I-13.** APPOINT Bea Roberson as an employee representative to the Personnel Board nominated by the public safety unions and elected at the Personnel Board Election held April 8 to April 18, 2016 - City Clerk's Office (Pamela Christian 620-6513).
- I-14.** APPROVE actions to update the Arts and Culture Commission: APPOINT Consuelo Lara, new appointment, seat #5, term expiring January 31, 2018 - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-15.** APPROVE a contract with Community Violence Solutions (CVS) for the continuation of services for the Children's Interviewing Center (CIC) to provide a forensic interviewer for all investigations where a child has been sexually abused, physically abused, and/or severely neglected, for the period July 1, 2015 through June 30, 2016 in an amount not to exceed \$20,207.00 - Police Department (Chief Allwyn Brown 621-1802).
- I-16.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Chapter 3.54 entitled "Citizens Police Review Commission Ordinance" to require the Investigative Officer to conduct an investigation in the event of death or serious bodily injury resulting from direct police action - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
- I-17.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Sections 9.20.150 and 9.20.155 to update the solid waste collection rates to reflect an: (1) annual CPI rate adjustment of 2.56 percent that took place on January 1, 2016; (2) expansion of the senior discount to include the 20 gallon mini-can service; and (3) approval of \$0.20 per month surcharge on residential accounts resulting from the high 2015 bulky item participation rate that exceeded the 2015 bulky item program budget - City Manager's Office (Shasa Curl/Adam Lenz 620-5537).
- I-18.** APPROVE the minutes of the regular City Council meeting held Tuesday, April 19, 2016 - City Clerk's Office (Pamela Christian 620-6513).

J. STUDY AND ACTION SESSION

J-1. RECEIVE a report from City Council Public Policy Interns regarding tiny house villages for the homeless and DIRECT the City Manager to research the feasibility of developing a village in Richmond - Councilmember Beckles (620-6568). **This item was continued from the April 26, 2016, meeting.**

K. RESOLUTIONS

K-1. ADOPT a resolution opposing Measure N, regarding the Richmond Riviera Residential Development Initiative; and Measure O, regarding Compensation of the City Manager and City Officials - Mayor's Office (Mayor Tom Butt 620-6503).

L. ORDINANCES

L-1. INTRODUCE an ordinance (first reading) to amend Chapter 7.102 of the Richmond Municipal Code allowing and setting minimum standards for medical marijuana cultivation and marijuana businesses - Police Department (Chief Allwyn Brown 621-1802) and City Attorney's Office (Bruce Reed Goodmiller 620-6509). **This item was continued from the April 19, 2016, meeting.**

M. COUNCIL AS A WHOLE

M-1. ACKNOWLEDGE receipt of the draft Fiscal Year 2016-17 Annual Operating Budget and the draft Fiscal Year 2016-21 Five-Year Capital Improvement Budget - City Manager's Office and Finance Department (Bill Lindsay 620-6512/Belinda Warner 620-6740).

M-2. DISCUSS and consider establishing an oversight committee to ensure that the \$90 million specified in Environmental and Community Investment Agreement is expended as outlined in the agreement - Councilmember Beckles (620-6568).

N. REPORTS OF OFFICERS: REFERRALS TO STAFF, AND GENERAL REPORTS (INCLUDING AB 1234 REPORTS)

O. ADJOURNMENT

This agenda may be previewed on KCRT – Channel 28, Richmond Television, City website www.ci.richmond.ca.us. Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available at the Main Counter at City Hall located at 450 Civic Center Plaza.