



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

**AGENDA**  
**Tuesday, May 17, 2016**

*Link to City Council Agendas/Packets*  
<http://sireweb.ci.richmond.ca.us/sirepub/meet.aspx>  
*Register to receive notification of new agendas, etc.*  
<http://www.ci.richmond.ca.us/list.aspx>

**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

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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).

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**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. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
(Initiation of litigation pursuant to Subdivision (c) of Government Code Section 54956.9):  
  
One case
  - A-2. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):  
  
Agency designated representatives: Bill Lindsay and Lisa Stephenson, Jack Hughes, Todd Simonson, Belinda Warner and Bruce Soublet.  
Employee organizations: Service Employees International Union (SEIU, Local 1021); International Federation of Professional and Technical Employees (Local 21); Richmond Police Officers Association (RPOA); Richmond Police Management Association (RPMA); Richmond International Association of Firefighters (IAFF, Local 188); and Richmond Fire Management Association (RFMA).

## REGULAR 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. PROCLAMATION recognizing the 23rd Street Merchants Association and the Cinco de Mayo Parade Committee for the successful 2016 Cinco de Mayo parade and festival - Councilmember Bates (620-6473) and Mayor 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. REVIEW and APPROVE the City's Investment and Cash Balance Report for the month of March 2016 - Finance Department (Belinda Warner/Tracey Angelo 620-6750).
  - I-2. APPROVE an Indefeasible Right of Use Agreement (IRU) with Conterra Ultra Broadband, LLC to allow Conterra exclusive use of one vacant City of Richmond owned conduit in return for 12 strands of single mode fiber optic cable for the City of Richmond's exclusive use for a period of 30 years. There is no cost to the City of Richmond for this agreement - Information Technology Department (Sue Hartman 620-6874).
  - I-3. APPROVE a three-year contract United Site Services, Inc. to provide and service portable toilets in an amount not to exceed \$60,000 and for a term from July 1, 2016, to June 30, 2019 - Infrastructure and Maintenance Operations Department (Tim Higaes 231-3008).

- I-4.** APPROVE an amendment to the contract with Groundwork Richmond for community outreach, training, project management, tree-planting, and maintenance in an amount not to exceed \$187,000, with a total contract amount of \$374,000, while maintaining the term expiration of December 31, 2017 - Infrastructure and Maintenance Operations Department (Tim Higaes 231-3008).
- I-5.** RECEIVE a report on the Richmond Municipal Sewer District for the month of March 2016 - Department of Water Resource Recovery (Ryan Smith 620-5486).
- I-6.** APPROVE the purchase of Safariland Second Chance Summit Series Threat Level IIIA ballistic vests from LC Action Police Supply LTD in an amount not to exceed \$77,450 – Police Department (Chief Allwyn Brown 621-1802).
- I-7.** APPROVE a three-year contract with Enviroclean Maintenance, LLC in an amount not to exceed \$145,800, for restroom cleaning services at Jay & Barbara Vincent Park, Shimada Park, Lucretia Edwards Park, Marina Bay Park, Nevin Park, Nicholl Park, Martin Luther King Jr. Park, Booker T. Anderson Park, and the North Richmond Ballfield. The contract term will be from July 1, 2016, to June 30, 2019 - Infrastructure and Maintenance Operations Department (Tim Higaes 231-3008).
- I-8.** APPROVE License Agreements to conduct work with the San Francisco Bay Creosote Piling Removal and Pacific Herring Restoration Project near Terminal 4 - Infrastructure and Maintenance Operations Department (Tim Higaes 231-3008/Craig Murray 307-8188).
- I-9.** INTRODUCE an ordinance (first reading) establishing certain fees for the proposed Master Fee Schedule - Finance Department (Belinda Warner/Antonio Banuelos 620-6741).
- I-10.** ACCEPT and APPROPRIATE the 2016 California Governor's Office of Emergency Services (CalOES) grant funds in the amount of \$188,975; and APPROVE the continuation of a contract with STAND! For Families Free of Violence, funded by the CalOES grant for on-site advocates to assist victims of domestic violence for the period January 1, 2016, to December 31, 2016, in an amount not to exceed \$95,134 - Police Department (Chief Allwyn Brown 621-1802).
- I-11.** APPROVE a contract for the continuation of services for on-site advocates to assist victims of domestic violence and sexual assault for the period January 1, 2016, to December 31, 2016, with Community Violence Solutions (CVS), in an amount not to exceed \$83,614 - Police Department (Chief Allwyn Brown 621-1802).
- I-12.** AUTHORIZE the city manager to execute a Broker of Record Designation and Business Associate Agreement with insurance broker Keenan & Associates - City Manager's Office (Bill Lindsay 620-6512).

- I-13.** APPROVE a contract with Oscar I. Solano, Jr. DBA Zumbarico Fitness to provide Zumba classes at various Recreation facilities for a two-year period, with two one-year renewal options. The term of the contract is July 1, 2016, ending on June 30, 2018, in an amount not to exceed \$100,000 - Community Services Department (Rochelle Monk 620-6511).
- I-14.** APPROVE the minutes of the regular City Council meeting held Tuesday, April 26, 2016 - City Clerk's Office (Pamela Christian 620-6513).
- I-15.** APPROVE actions to update the Arts and Culture Commission: ACCEPT the resignation of: Kit Pappenheimer, term expiration date, October 31, 2017; DECLARE seat #9 vacant; and DIRECT the City Clerk to post the vacancy - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-16.** APPROVE actions to update the Citizens Police Review Commission: ACCEPT the resignation of Scott Gillespie, term expiration date November 1, 2016; DECLARE seat #4 vacant; and DIRECT the City Clerk to post the vacancy - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-17.** APPROVE actions to update the Human Rights Human Relations Commission: APPOINT Alonso Saravia, new appointment, seat #5, term expiring March 30, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-18.** APPROVE actions to update the Urban Forest Advisory Committee: ACCEPT the resignation of Janice Mignone, seat #2, term expiration date November 17, 2018; DECLARE seat #2 vacant; and DIRECT the City Clerk to post the vacancy - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-19.** APPROVE actions to update the Point Molate Citizens Advisory Committee: ACCEPT the resignation of Jeanne Kortz, seat #7, term expiration date May 30, 2017; DECLARE seat #7 vacant; and DIRECT the City Clerk to post the vacancy - Office of the Mayor (Mayor Tom Butt 620-6503).

**J. PUBLIC HEARINGS**

- J-1.** **APPEAL WITHDRAWN BY APPELLANT** - the matter to CONSIDER an appeal filed by DDR Hilltop Plaza of the Design Review Board's decision to approve Design Review Permit (PLN15-644), Mechanics Bank Site Improvements and Renovations - Planning and Building Services Department (Richard Mitchell 620-6706).

**K. BUDGET STATUS UPDATE**

- K-1.** RECEIVE a status update on the draft Fiscal Year 2016-17 Annual Operating Budget and the draft Fiscal Years 2016-21 Five-Year Capital Improvement Budget - City Manager's Office and Finance Department (Bill Lindsay 620-6512/Belinda Warner 620-6740).

**L. RESOLUTIONS**

**L-1.** ADOPT a resolution directing the Planning Commission to review and provide recommendations to the City Council on a Junior Accessory Dwelling Unit ordinance to be added to Article XV "Zoning and Subdivisions" of the Richmond Municipal Code - Office of the Mayor (Mayor Tom Butt - 620-6503).

**M. ORDINANCES**

**M-1.** INTRODUCE an ordinance (first reading) amending Chapter 7.102 of the Richmond Municipal Code allowing, and setting minimum standards for, medical marijuana cultivation, expanding the definition of manufactured marijuana products, and making related changes for clarity and consistency - Police Department (Chief Allwyn Brown 621-1802) and City Attorney's Office (Bruce Reed Goodmiller 620-6509).

**M-2.** INTRODUCE an ordinance (first reading) to amend Chapter 7.102 of the Richmond Municipal Code (R.M.C.) allowing and setting minimum standards for medical marijuana cultivation and marijuana businesses - Mayor's Office (Mayor Tom Butt 620-6503) and City Council Office (Councilmember Gayle McLaughlin 620-5431)

**N. COUNCIL AS A WHOLE**

**N-1.** APPROVE supporting the H.R. 4760 Congressional Bill titled "Blue Lives Matter" and direct staff to send a letter of support to Congressman Ken Buck - Councilmember Nat Bates (620-6743).

**N-2.** DIRECT the city manager to provide quarterly study sessions to provide updates to the City Council and the public on the projects funded by the Environmental and Community Investment Agreement - Councilmember Jovanka Beckles (620-6568).

**N-3.** DIRECT staff to develop a new process for naming and renaming streets or community centers and bring back recommendations to the City Council within 60 days; the report should include a recommendation for renaming a street for Nelson Mandela, as approved by the City Council in 2014 - Councilmembers Jael Myrick (620-6636) and Gayle McLaughlin (620-5431).

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

**P. ADJOURNMENT**

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*This agenda may be previewed on KCRT – Channel 28, Richmond Television, City website [www.ci.richmond.ca.us](http://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.*