



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, July 5, 2016

Link to City Council Agendas/Packets
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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

Jaycine Scott
One Vacancy

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 Soulet, 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**

6:00 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 LABOR NEGOTIATORS (Government Code Section 54957.6):

Agency designated representatives: Bill Lindsay, Lisa Stephenson, Maria Blue, 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. **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION**
- F. **REPORT FROM THE CITY MANAGER**
- G. **OPEN FORUM FOR PUBLIC COMMENT**
- H. **CITY COUNCIL CONSENT CALENDAR**
 - H-1. APPROVE a one-year contract amendment with Enterprise Holdings Incorporated to participate in the State of California rental vehicle program for the purpose of securing unmarked police vehicles, in an amount not to exceed \$140,000 from July 1, 2016, to June 30, 2017 - Police Department (Chief Allwyn Brown 621-1802).
 - H-2. APPROVE a one-year contract amendment with Motorola Solutions Inc. to maintain police radios, in an amount not to exceed \$68,000, from July 1, 2016, through June 30, 2017 - Police Department (Chief Allwyn Brown 621-1802).
 - H-3. APPROVE a one-year contract amendment with Kronos Inc. for maintenance of the Telestaff system, in an amount not to exceed \$14,000, from July 1, 2016, through June 30, 2017 - Police Department (Chief Allwyn Brown 621-1802).
 - H-4. APPROVE a one-year contract amendment with Fleetwash, Inc. for mobile car washing services for the police department fleet, in an amount not to exceed \$15,000, from August 1, 2016, through June 30, 2017 - Police Department (Chief Allwyn Brown 621-1802).
 - H-5. APPROVE a sole-source agreement with the Contra Costa County District Attorney's Office for the dedicated services of a deputy district attorney who would be specifically assigned as Richmond's Community Based Prosecutor, at a cost not to exceed \$200,000, from July 1, 2016, through June 30, 2017 - Police Department (Chief Allwyn Brown 621-1802).

- H-6.** APPROVE a legal services agreement with Renne Sloan Holtzman Sakai, LLP for limited, as-needed legal advice regarding specialized municipal law and election law matters, in an amount not to exceed \$15,000, with a term expiration of June 30, 2017 - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
- H-7.** APPROVE a month-to-month lease with North Richmond Properties, Inc. for storage of containers and landscaping equipment related to the Hilltop Landscape Maintenance District, in an amount not to exceed \$15,250 - Department of Infrastructure Maintenance and Operations (Tim Higaes 231-3008).
- H-8.** APPROVE a three-year contract with Public Safety Corp. to provide false alarm management and fee collection services from July 1, 2016, through June 30, 2019, with costs for services paid from false alarm fines, with an option to renew the contract for two years based on the same terms if approved by both parties - Police Department (Chief Allwyn Brown 621-1802).
- H-9.** APPROVE the use of City funds for the tuition cost of four (4) police academy training slots at the Contra Costa County Office of the Sheriff Law Enforcement Training Center, in an amount not to exceed \$21,000, with costs to be reimbursed by the California Commission on Peace Officer Standards and Training (POST) - Police Department (Chief Allwyn Brown 621-1802).
- H-10.** APPROVE a police services agreement with Contra Costa County, which will provide funding to the City of Richmond for Richmond Police Department monitoring of AB109 probationers and parolees from July 1, 2016, through June 30, 2017; and ACCEPT and APPROPRIATE \$130,500 in AB109 realignment funds for this purpose - Police Department (Chief Allwyn Brown 621-1802).
- H-11.** APPROVE the purchase of hand-held portable radios and related accessories from Motorola Solutions, Inc. in an amount not to exceed \$86,145; in accordance with Richmond Municipal Code §2.52.328, the City will utilize the Houston-Galveston Area Council of Governments Cooperative Purchasing Program (HGACBuy) procurement agreement - Police Department (Chief Allwyn Brown 621-1802).
- H-12.** APPROVE a contract with American Guard Services to provide unarmed security services related to rentals at various recreation facilities for a three year period, with two one- year renewal options. The term of the contract is July 1, 2016, ending on June 30, 2019, in an amount not to exceed \$45,000 - Recreation Department (Rochelle Monk 620-6511).
- H-13.** APPROVE an amendment to the professional services agreement with BKF Engineers for engineering and program management services at the Port of Richmond for a term of one year, increasing the contract amount by \$70,000 to a total amount not to exceed \$195,000 - Port Department (Jim Matzorkis 215-4600).

- H-14.** APPROVE the annual support and user license agreement with Faster Asset Solutions by CCG Systems, Inc. for fleet management software used in maintaining data records of city-owned equipment in an amount not to exceed \$12,500 for Fiscal Year 2016/2017 and in an amount not to exceed \$13,500 per year for Fiscal Years 2017/2018 and 2018/2019 - Department of Infrastructure Maintenance and Operations (Tim Higaes 231-3008).
- H-15.** ADOPT the Fiscal Year 2016-17 Other Pension and Employee Benefits (OPEB) Funding Policy and Resolution - Finance Department (Belinda Warner/Tracey Angelo 620-6750).
- H-16.** REVIEW and ADOPT a resolution approving the Debt Policy, Swap Policy, and Cash Reserve Policy for Fiscal Year 2016-17 - Finance Department (Belinda Warner/Tracey Angelo 620-6750).
- H-17.** ADOPT an ordinance (second reading) to amend Chapter 7.102 - Medical Marijuana Collectives - of the Richmond Municipal Code (R.M.C.) - Office of the Mayor (Mayor Tom Butt 620-6503) and City Council (Councilmember Gayle McLaughlin 620-5431).
- H-18.** ADOPT a resolution approving a Memorandum of Understanding (MOU) between IAFF Local 188 and the City of Richmond, extending the existing MOU through June 30, 2022. The MOU provides employee cost sharing of OPEB (Other Post-Employment Benefits, i.e. Retiree Medical), and employee cost sharing for active employee medical benefits effective January 1, 2017, with contributions increasing in graduated amounts through July 1, 2019 - Human Resources Management Department (Lisa Stephenson 620-6609.)
- H-19.** ADOPT the Resolution of Intention to set the public hearing to allow property owners request for street vacation for the Meeker Avenue Public Easement within "Bay Walk Mixed-Use Project" where the public easement lies along Meeker Avenue from the west of south 17th Street to the west end of Meeker Avenue, and set the public hearing on the matter for July 26, 2016 - Engineering and Capital Improvement Project Department (Yader Bermudez 774-6300 / Steven Tam 307-8112).
- H-20.** ADOPT a resolution of support for the Countywide imposition of one-half of one percent sales tax to fund transportation improvements in Contra Costa County and conditionally amend the Growth Management Program in the Measure J Transportation Expenditure Plan to match that found in the 2016 Proposed Transportation Expenditure Plan - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6869).

- H-21.** DESIGNATE Mayor Tom Butt as voting delegate to represent the City of Richmond at the Annual Business Meeting of the League of California Cities' 2016 Annual Conference, to be held at the Long Beach, California Convention Center, Wednesday, October 5 through Friday, October 7, 2016 - City Clerk's Office (Pamela Christian 620-6513).
- H-22.** APPROVE the minutes of the special City Council meeting held Tuesday, June 14, 2016 - City Clerk's Office (Pamela Christian 620-6513).

I. PUBLIC HEARINGS

- I-1.** **CONTINUED TO September 13, 2016** - CONSIDER an appeal by Jay R. Fenton of the Planning Commission's approval of a Parcel Map (PLN15-282) to create three parcels located at 3701 Collins Avenue; and REAFFIRM, MODIFY, OR REVERSE the Planning Commission's decision - Planning and Building Services Department (Richard Mitchell 620-6706). **This item was continued from the June 7, 2016, meeting.**
- I-2.** ADOPT a resolution certifying the Environmental Impact Report and adopting a Mitigation Monitoring and Reporting Program, and approving a Vesting Tentative Map for the Terminal One Project, and INTRODUCE an Ordinance approving a Zoning Amendment to rezone the project site from Coastline Commercial (C-C) to Planned Area (PA) District for the Terminal One project - Planning and Building Services Department (Richard Mitchell/Lina Velasco 620-6706).

J. RESOLUTIONS

- J-1.** ADOPT a resolution in support of Senate Bill 1107, "An act to amend Sections 85300 and 85320 of, and to add Sections 89519.5 and 91004.5 to, the Government Code, relating to the Political Reform Act of 1974" which extends the opportunity for citizen-funded election programs to all local governments in the State of California, including general law cities - Vice Mayor Eduardo Martinez (620-6593).
- J-2.** ADOPT a resolution in support of Bay Area Air Quality Management District Consideration of Rule 12-16 - Councilmember Gayle McLaughlin (620-5431).

K. COUNCIL AS A WHOLE

- K-1.** (1) APPROVE a recommendation from the Environment & Community Investment Agreement (ECIA) Grant Review Committee for Fiscal Year (FY) 2016-2017 grant awards to fourteen (14) organizations in an amount not to exceed \$600,000; (2) ADOPT a resolution of the approved list of FY 2016-2017 ECIA grant awardees; and (3) AUTHORIZE the City Manager to negotiate and execute Grant Service Agreements with approved grantees - City Manager's Office (Bill Lindsay 620-6512).

K-2. ADOPT a resolution to submit to the voters a measure to assess a litter tax on certain businesses in an amount based on the annual gross receipts of such business - City Attorney's Office (Bruce Reed Goodmiller 620-6509).

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

M. 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.