



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

**AGENDA**  
**Tuesday, September 20, 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**

Jaycine Scott  
One Vacancy

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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 Souble, 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 BEFORE  
CLOSED SESSION**

5:30 p.m.

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

**CLOSED SESSION**

Shimada Room of the Community Services Building

**CITY COUNCIL**

CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

Agency designated representatives: Bill Lindsay, Lisa Stephenson, Bruce Soublet, Todd Simonson, Maria Blue, and Jack Hughes.

Employee organizations: Richmond Police Officers Association (RPOA) and Service Employees International Union (SEIU, Local 1021).

PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6):

Title: City Attorney

## 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. RECEIVE the Certificate of Sufficiency of Initiative Petition indicating that the Initiative petition entitled "Richmond Kids First" has a sufficient number of valid signatures to be submitted to the voters - City Clerk's Office (Pamela Christian 620-6513).
  - H-2. ADOPT a resolution confirming the City of Richmond Investment Policy - Finance Department (Belinda Warner/Latha Ravinder 620-6739).
  - H-3. REVIEW and APPROVE the City's Investment and Cash Balance Report for the months of June and July 2016 - Finance Department (Belinda Warner/Latha Ravinder 620-6739).
  - H-4. APPROVE a contract with State Roofing Systems, Inc. for the removal and replacement of the roof at Fire Station 66 in an amount not to exceed \$58,574; and ADOPT a resolution authorizing use of the remaining balance of the Recovery Zone Economic Development Bond (RZEDB) to fund this project - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
  - H-5. APPROVE a license agreement with San Francisco State University (SFSU) for eelgrass studies at various sub tidal locations at Point Molate with a term of one year and four one year options, and providing revenue to the City of \$1,000 per year - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508/Craig Murray 307-8188).

- H-6.** ADOPT a resolution authorizing the acceptance and appropriation of funds from the Contra Costa County Sheriff's Office, appointed by the California Office of Emergency Services to act on its behalf to coordinate, manage and distribute the awarded State Homeland Security Grant Program funds, in the amount of \$31,197 in support of the Fire Department's marine response training program - Fire Department (Fire Chief Adrian Sheppard 307-8041).
- H-7.** ACCEPT and APPROPRIATE into the Fiscal Year 2016/17 budget a \$25,000 grant received from the San Francisco Foundation; and APPROVE a contract with Richmond Police Activities League (RPAL) to implement My Brother's Keeper (MBK) Local Community Action Plan goals regarding expanded employment and training, and education programs as identified in the grant agreement, in an amount not to exceed \$25,000 and with a term ending June 30, 2017 - City Manager's Office (Bill Lindsay 620-6512/Lori Reese-Brown 620-6869).
- H-8.** APPROVE the city manager's response to Grand Jury Report No. 1609 entitled, "Human Trafficking," and submittal of the response to the foreperson of the 2015-2016 Contra Costa County Civil Grand Jury - City Manager's Office (Bill Lindsay 620-6512).
- H-9.** APPROVE a grant-funded contract with Nelson\Nygaard Consulting Associates, Inc. for the development and implementation of a First Mile / Last Mile Transportation Strategic Plan in an amount not to exceed \$300,000 and for a term ending December 20, 2017 - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6869).
- H-10.** APPROVE a grant-funded contract with the Oakland Private Industry Council to procure goods and services on behalf of RichmondWORKS and in support of EASTBAYWorks One-Stop Career Center System for fiscal year 2016-2017. The contract term will be September 20, 2016 through September 30, 2017 for a total contract amount not to exceed \$21,550 - Employment and Training Department (Sal Vaca/Rosemary Viramontes 307-8008).
- H-11.** APPROVE an amendment to a legal services agreement with Downey Brand, LLP for assistance with environmental issues associated with the 'Zeneca' site and the Richmond Bay Specific Plan, in the amount of \$40,000 for a total contract amount of \$50,000 with a term ending December 31, 2017 - City Attorney's Office/Planning and Building Services Department (Bruce Reed Goodmiller 620-6509/Richard Mitchell and Lina Velasco 620-6706).
- H-12.** APPROVE actions to update the Planning Commission: APPOINT Nancy Baer, re-appointment, seat #1, term expiration June 30, 2018, Jen Loy, re-appointment, seat #2, term expiration June 30, 2018, Andrew Butt, re-appointment, seat #4, term expiration June 30, 2018, Ben Choi, re-appointment, seat #5, term expiration June 30, 2018, Marilyn Langlois, re-appointment, seat #7, term expiration June 30, 2018 - Office of the Mayor (Mayor Tom Butt 620-6503).

**H-13.** APPROVE actions to update the Housing Advisory Commission and the Housing Authority Board of Commissioners: APPOINT Tanise Smith, new appointment, seat #3, term expiring November 1, 2018 to the Housing Advisory Commission; APPOINT Tanise Smith as a Tenant Commissioner to the Housing Authority Board of Commissioners - Office of the Mayor (Mayor Tom Butt 620-6503).

**H-14.** APPROVE actions to update the Library Commission: APPOINT: Mimi Vitetta, new appointment, seat #2, term expiration July 1, 2019; ANNOUNCE the automatic resignation of Chloe Mosqueda, seat #1, term expiration July 1, 2018, and the resignation of Suzanne Gordon, seat #3, term expiration July 1, 2018; and DIRECT the City Clerk to post the vacancy - Office of the Mayor (Mayor Tom Butt 620-6503).

**I. RESOLUTIONS**

**I-1.** ADOPT a resolution opposing Sutter Health Corporation's plans to cease emergency services and acute care hospital operations at Alta Bates Summit Medical Center Berkeley Campus - Councilmember McLaughlin (620-5431), Vice Mayor Martinez (620-6593), and Councilmember Beckles (620-6568).

**I-2.** ADOPT a resolution authorizing the reactivation and restructuring of the Richmond Youth Council - Office of the Mayor (Mayor Tom Butt 620-6503) and Councilmember Jovanka Beckles (620-6861).

**I-3.** ADOPT a resolution of the City Council formally endorsing Measure T, the West Contra Costa Unified School District Parcel Tax Renewal on the November 8, 2016, General Election ballot - Office of the Mayor (Mayor Tom Butt 620-6503).

**J. COUNCIL AS A WHOLE**

**J-1.** ADOPT a resolution directing staff to integrate portions of the draft Form-Based Code into the Zoning and Subdivisions Regulations Update - Planning and Building Services Department (Richard Mitchell/Lina Velasco 620-6706).

**J-2.** DISCUSS and consider providing direction to staff for amending Richmond Municipal Code (RMC) Chapter 9.17, Food Ware Ordinance to insert additional guidance on the use of polystyrene foam products - Mayor's Office (Mayor Tom Butt 620-6527) and Councilmember Gayle McLaughlin (620-5431).

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

**L. 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.*