



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA

Tuesday, January 23, 2018

Link to City Council Agendas/Packets

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Mayor

Thomas K. Butt

Vice Mayor

Melvin Willis

Councilmembers

Jovanka Beckles

Ben Choi

Eduardo Martinez

Jael Myrick

Ada Recinos

Housing Authority Tenant Commissioners

Jaycine Scott

Tanise Smith

NOTE: Mayor Tom Butt teleconferencing from:

Hyatt Place

1522 K Street, NW, Washington, DC 20005

**For Closed Session Item: Conference with Legal Counsel – Existing Litigation (Subdivision [a] of Government Code Section 54956.9): ONLY
City of Richmond vs. Chevron**

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 up to TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda. Speakers are allowed up to THREE (3) minutes on PUBLIC HEARING items.**

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 file the card with the City Clerk **prior** to the City Council's consideration of Agenda Review. Councilmembers who request to remove an item from the consent calendar must do so during 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 BEFORE
CLOSED SESSION**

5:00 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 LEGAL COUNSEL - EXISTING LITIGATION
(Subdivision [a] of Government Code Section 54956.9):

City of Richmond vs. Chevron

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code
Section 54956.8):

Property: Port of Richmond General Warehouse
Agency negotiators: Bill Lindsay and Jim Matzorkis
Negotiating party: Richmond Grown
Under negotiation: Price and terms of payment

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 contract with LCP Tracker to provide software and technical support for a web-based labor compliance monitoring software to track compliance with the City's Local Employment Program and Business Opportunity ordinances, in an amount not to exceed \$82,350, and for a three-year term ending January 31, 2021, with a two-year option to renew the contract based on the same terms if approved by both parties - Employment and Training Department (Sal Vaca Director/Gina Baker Project Manager 307-8011).
 - H-2. APPROVE an amendment to the contract with Charles F. Carpenter to provide additional outreach, recruitment and follow-up services in support of the RichmondBUILD Academy, Ex-Offenders grant program. The contract amount will be increased by \$15,000 for a total contract amount not to exceed \$25,000, and the term will be extended to December 31, 2018 - Employment and Training Department (Sal Vaca 307-8006).
 - H-3. AUTHORIZE the city manager to execute an amendment to the lease agreement between the City of Richmond and County of Contra Costa, to allow the County to continue to provide child care services at 5050 Hartnett Avenue through June 30, 2019. The lease rental rate is \$1.00 per year plus \$1,800 per year for water and sewer services - City Manager's Office (Bill Lindsay/Craig Murray 620-6512).
 - H-4. RECEIVE the monthly report on Point Molate activities for the month of November 2017 - City Manager's Office (Bill Lindsay/Craig Murray 620-6512).
 - H-5. RECEIVE the monthly report on Point Molate activities for the month of December 2017 - City Manager's Office (Bill Lindsay/Craig Murray 620-6512).

- H-6.** 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 annual Consumer Price Index rate adjustment of 3.25 percent and bulky item collection participation cost adjustments that will go into effect on January 1, 2018 - City Manager's Office (Shasa Curl/Adam Lenz 620-5537).
- H-7.** INTRODUCE an ordinance (first reading) amending section 7.04.139 (b) of the Richmond Municipal Code to require payment of the cannabis business license tax on a quarterly basis based on actual gross receipts of the prior quarter - Finance Department (Belinda Warner/Antonio Banuelos 620-6741).
- H-8.** APPROVE a five-year contract with Pitney Bowes Inc. for lease of a postage machine, including a folding inserting system, for City-wide use replacing existing obsolete equipment, for a total amount not to exceed \$60,809.14 - Information Technology Department (Sue Hartman 620-9874).
- H-9.** APPROVE a contract amendment with Pursuit North/Lehr for police vehicle outfitting, increasing the payment limit by \$225,000 to a total of \$455,000, and extending the term of the contract to June 30, 2019 - Department of Infrastructure Maintenance and Operations (Tim Higaes 231-3008).
- H-10.** APPROVE the purchase of nine high-back and six medium-back chairs from Keilhauer to replace the existing chairs at the dais in the City Council Chambers, in an amount not to exceed \$20,000 - Department of Infrastructure Maintenance and Operations (Tim Higaes 621-1238).
- H-11.** APPROVE Amendment No. 3 to an existing on-call contract with Mark Albertson Architects for architectural design services, increasing the payment limit by \$100,000, for a total contract amount not to exceed \$450,000, and extending the term to December 31, 2018 - Engineering and Capital Improvement Projects Department (Yader A. Bermudez 774-6300).
- H-12.** DIRECT the city manager to send a letter requesting the amendment of Assembly Bill 626 to Assembly members Tony Thurmond, Eduardo Garcia and Joaquin Arumbula in support of expanding the scope of legalized homemade foods and setting restrictions for third party intermediaries involved in advertising and deliveries - Councilmember Ada Recinos (620-5431).

I. CONSENT CALENDAR RESOLUTIONS RELATING TO POLICY DECISIONS ON ISSUES THAT PERTAIN TO OTHER JURISDICTIONS

- I-1.** ADOPT a resolution calling for the extension of Temporary Protected Status for Current Recipients and a New Path to Permanent Residency - Councilmembers Eduardo Martinez (620-6593) and Ada Recinos (620-5431).

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

K. 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.*