



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, July 24, 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

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 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

LIABILITY CLAIMS -(Government Code Section 54956.9):

Markida Mitchell vs City of Richmond

CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

Agency designated representatives: Bill Lindsay, Lisa Stephenson, Jack Hughes, and Maria Blue

Employee organizations: Service Employees International Union (SEIU, Local 1021)

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

Property: Parcel FM Marina Bay

Agency negotiators: Bill Lindsay and Richard Mitchell

Negotiating Party: Orton Development Company

Under negotiation: Price and terms of payment

PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6):

Title: City Manager

**SPECIAL MEETING OF
THE RICHMOND HOUSING AUTHORITY**

6:25 p.m.

A. PLEDGE TO THE FLAG

B. ROLL CALL

C. STATEMENT OF CONFLICT OF INTEREST

D. AGENDA REVIEW

E. HOUSING AUTHORITY CONSENT CALENDAR

E-1. ADOPT a resolution approving the revised Fiscal Year 2017-18 budget and approving the Fiscal Year 2018-19 operating budget - City Manager's Office (Bill Lindsay 620-6512) and Finance Department (Belinda Warner 620-6740). **This item was continued from the July 17, 2018, meeting.**

E-2. APPROVE the minutes of the July 17, 2018, special Richmond Housing Authority meeting - City Clerk's Office (Pamela Christian 620-6513).

F. ADJOURNMENT

REGULAR MEETING OF THE RICHMOND CITY COUNCIL

6:30 p.m.

A. ROLL CALL

B. STATEMENT OF CONFLICT OF INTEREST

C. AGENDA REVIEW

D. PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

D-1. PROCLAMATION recognizing John Wehrle, for his professionalism, dedication and being the greatest single contributor to public art murals throughout the City of Richmond - Councilmember Ben Choi (620-6565) and Mayor Tom Butt (620-6503).

D-2. PRESENTATION from Wheelhouse Academy of Baseball about recently sending youth from Richmond to play baseball in Regla, Cuba - Councilmember Eduardo Martinez (620-6593).

D-3. PROCLAMATION honoring the members of the Oversight Board of the Successor Agency to the Richmond Community Redevelopment Agency for their service - Office of the Mayor (Mayor Tom Butt 620-6503).

D-4. ANNOUNCE recent resignations from City of Richmond Boards, Commissions and Committees; ANNOUNCE vacancies on City of Richmond Boards, Commissions, and Committees as of July 24, 2018 and ask that interested individuals send applications to the City Clerk - Office of the Mayor (Mayor Tom Butt 620-6503).

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. ACCEPT and APPROPRIATE a Fiscal Year 2018-19 grant from the California State Library in the amount of \$50,000 for Library and Cultural Services Department, Literacy for Every Adult Program (LEAP), and APPROVE a contract with Rasa Cicienene to coordinate grant activities from July 1, 2018 - June 30th 2019 in an amount not to exceed \$44,000 - Library and Cultural Services Department (Katy Curl 620-6554/Michele Seville 620-6952).

- H-2.** APPROVE a contract with Tahoe Instruments to provide boiler chemical treatment services, and parts and supplies to multiple City-owned low pressure steam boilers and closed loop hot water boilers, in an amount not to exceed \$45,000.00 over a three year period, with the option to extend this contract for an additional two years - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
- H-3.** APPROVE a grant-funded contract with Greater Richmond Interfaith Program to enhance and increase food rescue and food waste prevention initiatives within Richmond, for a total contract amount not to exceed \$210,000, with funding provided by CalRecycle, and with a term extending through March 31, 2021 - City Manager's Office (Shasa Curl/Adam Lenz 620-6512).
- H-4.** APPROVE a \$1,000 grant award from the Richmond Community Foundation to partially fund a new summer youth coding program; and APPROPRIATE the grant funds for this purpose - Community Services Department (Rochelle Monk 620-6511).
- H-5.** ADOPT a resolution declaring a climate emergency, calling for the creation of a Regional Just Transition and Climate Emergency Mobilization Effort, and committing to continue participation in regional efforts to mitigate climate change - Councilmember Eduardo Martinez (620-6593).
- H-6.** DIRECT staff to analyze the potential of becoming a fossil fuel free city to further implement the Climate Action Plan and establish the goal of becoming a fossil fuel free City - Councilmember Eduardo Martinez (620-6593).
- H-7.** APPROVE the amended 2016/17 (July 1, 2016 through June 30, 2017) North Richmond Waste and Recovery Mitigation Fee Expenditure Plan; and the 2018/19 (July 1, 2018 through June 30, 2019) North Richmond Waste and Recovery Mitigation Fee Expenditure Plan, identifying the activities authorized to be funded with Mitigation Fee revenue, as recommended by the North Richmond Waste and Recovery Mitigation Fee Joint Expenditure Planning Committee - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6869)
- H-8.** APPROVE a contract with PES Environmental, Inc. (PES) for environmental work at various locations in Marina Bay and at other city locations, as required by the State of California Department of Toxic Substances Control (DTSC), in an amount not to exceed \$339,000 for the period ending June 30, 2019 - City Manager's Office (Bill Lindsay /Craig Murray 620-6512).
- H-9.** APPROVE a contract with AECOM Technical Services, Inc. (AECOM) to provide environmental work at various locations on the Richmond Parkway as required by the State of California Department of Toxic Substances Control (DTSC), in an amount not to exceed \$19,900.00 for the period ending June 30, 2019 - City Manager's Office (Bill Lindsay/Craig Murray 620-6512).

- H-10.** RECEIVE the monthly report on Point Molate activities for the month of June 2018 - City Manager's Office (Bill Lindsay/Craig Murray 620-6512)
- H-11.** APPROVE the recommendation from the City Council Environmental Community Investment Agreement (ECIA) Ad Hoc Committee to award \$56,190 in FY 2018-19 ECIA Grant funds (Category 3 - City Council-Approved Award) to six Richmond-serving non-profit organizations - City Manager's Office (Bill Lindsay/LaShonda White 620-6512).
- H-12.** ADOPT an ordinance (second reading) amending Chapter 2.28, Nondiscrimination Clauses in City Contracts, of the Richmond Municipal Code to include "gender identity" in nondiscrimination clauses for city contracts - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-13.** ADOPT an ordinance (second reading) updating the fees and code provisions in Richmond Municipal Code Chapter 12.20, which establishes sewer service charges for the City of Richmond - Water Resource Recovery Department (Ryan Smith 620-5486/Mary Phelps 621-1269).
- H-14.** ADOPT an ordinance (second reading) adding Chapter 14.47 of the Richmond Municipal Code entitled "Parking Ticket Payment Plan" that provides a parking ticket payment plan for those who meet the indigency determination - Councilmember Jael Myrick (620-6636).
- H-15.** APPROVE the draft city-wide Community Workforce & Project Stabilization Agreement with the Contra Costa Building Trades Council covering all city-funded construction projects in excess of \$1,000,000 in estimated cost; and AUTHORIZE the city attorney to make any necessary edits to finalize the agreement - Councilmembers Jovanka Beckles (620-6568) and Jael Myrick (620-6636).
- H-16.** ADOPT a resolution calling and providing for a general municipal election to be held on November 6, 2018, for the purpose of submitting to the voters a measure to increase the City of Richmond's real estate documentary transfer tax to 1.25% for properties valued between \$1 million and \$3 million and 1.35% for properties valued over \$3 million - Vice Mayor Melvin Willis (412-2050) and Councilmember Jael Myrick 620-6636).

I. PUBLIC HEARINGS

- I-1.** HOLD a public hearing and ADOPT a resolution approving a report of sewer service charges for FY 2018/19 allowing for the sanitary and stormwater fees to be collected on the annual 2018-2019 tax rolls - Water Resource Recovery Department (Ryan Smith 620-5486/Mary Phelps 621-1269).

- I-2.** HOLD a public hearing regarding approval of a Disposition and Development Agreement (DDA) with SAA-EVI Richmond Partners, LLC for the development of the Successor Agency and city-owned property located along Nevin Avenue, North; Macdonald, South; 13th Street, East; and 11th Street, West; and authorize the City Manager to negotiate and execute the final form of the DDA - City Manager's Office (Shasa Curl/Gabino Arredondo 620-6512). **This item was continued from the July 17, 2018, meeting.**

J. STUDY AND ACTION SESSION

- J-1.** RECEIVE the 2017-18 Rent Program Annual Report - Rent Program (Nicolas Traylor/Paige Roosa 620-6564).
- J-2.** RECEIVE a report from the Human Rights Human Relations Commission on the July 12th tour of the West Contra Costa Detention Facility - Councilmember Ada Recinos (620-5431).
- J-3.** RECEIVE a presentation from the Greater Richmond Interfaith Program (GRIP) staff about the programs they provide and the continued needs of the Homeless population in Richmond - Councilmember Jael Myrick (620-6636) and Vice Mayor Melvin Willis (412-2050).

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

L. 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.