



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

**AGENDA**  
**Tuesday, December 18, 2018**

*Link to City Council Agendas/Packets*  
<http://sireweb.ci.richmond.ca.us/sirepub/meet.aspx>  
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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

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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 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 that is sponsored by City staff 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. 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).

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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 representatives: Carlos Martinez, Lisa Stephenson, Belinda Warner, Jack Hughes  
Employee organization: Service Employees International Union (SEIU Local 1021)

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

Property: Parcel FM Marina Bay  
Agency negotiators: Carlos Martinez, Richard Mitchell, Alan Wolken  
Parties: Orton Development Inc.  
Under negotiations: Price and terms of payment

## **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 authorizing the Executive Director of the Richmond Housing Authority to execute a \$150,000 three-year contract with up to two one-year options with Goldfarb and Lipman, LLP for legal consulting services associated with the assets of the Richmond Housing Authority - Richmond Housing Authority (Gabino Arredondo 620-1309).
  
- E-2.** ADOPT a resolution approving a contract amendment with Staffmark Holdings, Inc. for temporary staffing services, increasing the contract amount by \$150,000, for a total amount not to exceed \$350,000, and extending the expiration date to June 30, 2020 - Richmond Housing Authority (Gabino Arredondo 621-1309).
  
- E-3.** ADOPT a resolution authorizing the Executive Director of the Richmond Housing Authority to negotiate and enter into a contract with an architect selected from the City of Richmond's architect on-call list to conduct a needs assessment and prepare a final bid specifications package for the Nevin Plaza elevator modernization project, for an amount not to exceed \$50,000, for a one year-period - Richmond Housing Authority (Gabino Arredondo 621-1309).
  
- E-4.** ADOPT a resolution approving an emergency justification contract with Advanced Elevator Solutions for elevator maintenance services at Nevin Plaza, in an amount not to exceed \$50,000 for a one year period - Richmond Housing Authority (Gabino Arredondo 621-1309).
  
- E-5.** ADOPT a resolution approving a contract with David Paul Rosen & Associates to assist the Richmond Housing Authority in developing and implementing a master plan for revitalization and redevelopment of its public housing portfolio for a not to exceed amount of \$150,000, with a term from January 1, 2019 through December 31, 2020 - Richmond Housing Authority (Gabino Arredondo 620-6512).

- E-6.** ADOPT a resolution approving a contract with Kelly Pest Control to provide pest control services, in an amount of \$30,000 for one year, with two additional one year options not to exceed \$90,000 - Richmond Housing Authority (Gabino Arredondo 621-1310).
- E-7.** APPROVE the minutes of the November 27, 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.** ANNOUNCE recent resignations from City of Richmond Boards, Commissions and Committees; and ANNOUNCE vacancies on City of Richmond Boards, Commissions, and Committees as of December 18, 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.** ADOPT a resolution accepting the recommendation of the Environmental Protection Agency (EPA) Brownfields Revolving Loan and Grant Approval Board to award the Richmond Community Foundation a \$175,000 grant; and AUTHORIZE the City Manager and/or his designee to execute a standard contract with the Richmond Community Foundation to complete remediation of five properties in the Richmond Housing Renovation Program, not to exceed \$175,000 for remediation costs associated with the Richmond Housing Renovation Program - Housing and Community Development Department (Alan Wolken/Charice M. Duckworth 412-2052).

**H-2.** APPROVE the second amendment to increase the payment limit by \$35,000 and adjust the service plan with Sports Time Officials to provide officiating services for adult and youth sports programs provided by the Community Services Department in an amount not to exceed \$60,000, with a term ending December 31, 2019 - Community Services Department (Rochelle Monk/Tetteh Kisseh 620-6511).

- H-3.** APPROVE the purchase of one Toro 25hp Z-Master mower from Aloha Saw & Mower, Inc., for use by the Parks Division in the Marina District, in an amount not to exceed \$11,500 - Department of Infrastructure Maintenance and Operations (Tim Higaes 231-3008).
- H-4.** ADOPT a resolution approving a three percent annual cost of living increase, in addition to the two percent minimum cost of living increase, for the recipients of the General Pension Fund, for a total annual cost of living increase of five percent for these recipients - Finance Department (Belinda Warner 620-6740).
- H-5.** APPROVE a contract in an amount not to exceed \$100,000 with Contra Costa County Homeless and Housing Services to establish an additional, full-time Coordinated Outreach and Engagement (CORE) homeless response team focused on Richmond and San Pablo, from January 1, 2018, through June 30, 2019 - Police Department (Chief Allwyn Brown 621-1802).
- H-6.** APPROVE a contract with Alex Kushner General Inc. for Americans with Disabilities Act (ADA) improvements at the Shields Reid Community Center at 1410 Kelsey Street, Richmond, in an amount not to exceed \$900,000 - Engineering and Capital Improvement Projects Department (Yader A. Bermudez 774-6300).
- H-7.** APPROVE an agreement with the Trust for Public Land for the Trust for Public Land to design and build Phase 1 of the Richmond Wellness Trail with a \$3,114,025 California Natural Resources Agency Urban Greening Grant; reimburse the City up to \$52,000 for 50 percent of staff time spent on the project; and turn the completed project over to the City as a gift-in-place; and ALLOCATE \$52,000 in staff time by transferring funds from the Traffic Safety Improvement Project to the Richmond Wellness Trail Project - Engineering and Capital Improvement Projects Department (Yader Bermudez 620-5478/Tawfic Halaby 621-1612).
- H-8.** ADOPT a resolution adopting Chapter 10, Consultant Selection, of the California Department of Transportation (Caltrans) Local Assistance Procedures Manual - Engineering and Capital Improvement Projects Department (Yader Bermudez 620-5478/Tawfic Halaby 621-1612).
- H-9.** ADOPT an ordinance (second reading) amending Article 15.04.614 - Wireless Communications Facilities intended for clarification and consistency with federal regulations for small wireless facilities - Planning and Building Services Department (Richard Mitchell 620-6706).
- H-10.** ADOPT an ordinance (second reading) amending Chapter 15.04, Zoning and Subdivisions Regulations of the Richmond Municipal Code needed for General Plan consistency, correction of technical and grammatical errors, elimination of conflicts, state and federal law consistency, and clarification - Planning and Building Services Department (Richard Mitchell 620-6706).

- H-11.** ADOPT a resolution to change Article 16.4 and Article 12 of the Memo of Understanding (MOU) with the Richmond Police Officer's Association defining compensation for Holiday Pay and Supplemental Pay within the current MOU - Human Resources Management Department (Lisa Stephenson 620-6600).
- H-12.** ADOPT a resolution to change Section 26.1.B defining compensation for Holiday Pay within the current Memo of Understanding (MOU) with Local 188 - International Association of Firefighters (IAFF) - Human Resources Management Department (Lisa Stephenson 620-6600).
- H-13.** INTRODUCE an ordinance (first 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 for residential customers, and 4.36 percent for commercial customers that will go into effect on January 1, 2019 - City Manager's Office (Shasa Curl/Adam Lenz 620-5537).
- H-14.** AUTHORIZE the City Manager's Office to enroll in the National Research Center's National Citizen Survey Program in order to conduct a 2019 survey of City of Richmond residents at a cost not to exceed \$35,000 - City Manager's Office (Carlos Martinez/LaShonda White 620-6512).
- H-15.** APPROVE the proposed Fiscal Year 2019-20 Environmental and Community Investment Agreement (ECIA) competitive grant program guidelines and application - City Manager's Office (Carlos Martinez/LaShonda White 620-6512).
- H-16.** APPROVE a two-year lease agreement with the Native American Health Center to lease City-owned property at 2566 Macdonald Avenue, extending the expiration term to June 30, 2020, with two additional one-year extension options, to provide health-related prevention and early intervention services for the local Native American community - City Manager's Office (Carlos Martinez/LaShonda White 620-6512).
- H-17.** ADOPT a resolution Declaring the Canvass of Returns and Results of the General Municipal Election held on November 6, 2018 - City Clerk's Office (Pamela Christian 620-6512).
- H-18.** APPROVE the minutes of the November 27, 2018, regular Richmond City Council meeting - City Clerk's Office (Pamela Christian 620-6513).
- H-19.** APPROVE appointment to the Citizens Police Review Commission; APPOINT Oscar Garcia, reappointment, seat #8, term expiration November 1, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).

- H-20.** APPROVE appointments to the ECIA Grant Review Ad Hoc Committee:  
APPOINT Lily Rahnema, new appointment, seat #3, term expiration date March 31, 2020 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-21.** APPROVE appointments to the Economic Development Commission:  
APPOINT Gloria Jean Sewell-Murphy, new appointment, seat #4, term expiration date March 30, 2021, and Diana Wear, new appointment, seat #9, filling an unexpired term with an expiration date of March 30, 2019, and Patrick Sterns, new appointment, seat #12, filling an unexpired term with an expiration date of March 30, 2019, and Ana Delgado, new appointment, seat #13, filling an unexpired term with an expiration date of March 30, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- H-22.** DIRECT staff to draft a letter in support of the Contra Costa College Coalition and forward said letter to the president of the College and the governing board of the Contra Costa College District - Councilmember Ada Recinos (620-5431).

**I. CITY OF RICHMOND CONSENT CALENDAR RESOLUTIONS RELATING TO POLICY DECISIONS ON ISSUES THAT PERTAIN TO OTHER JURISDICTIONS**

- I-1.** ADOPT a resolution honoring Kishana Harley and calling on the State Legislature to introduce legislation to value human life and to condemn racial injustice and police brutality - Councilmember Jovanka Beckles (620-6568).
- I-2.** ADOPT a resolution contesting the new Federal Communications Commission's regulations for small cell facilities to become effective on January 14, 2019 - Vice Mayor Willis (412-2050) and Councilmember Beckles (620-6568).

**J. PUBLIC HEARINGS**

- J-1.** ADOPT a resolution adopting the Addendum to the General Plan Update Final Environmental Impact Report (SCH#2008022018) and General Plan Amendments; and INTRODUCE an ordinance adopting associated zoning text amendments and rezoning for Change Area 12 (Northshore) - Planning and Building Services Department (Richard Mitchell 620-6706). **This item was continued from the November 13 and December 4, 2018, meetings.**

**K. ORDINANCES**

- K-1.** INTRODUCE an ordinance (first reading) amending Chapter 3.54 of the Richmond Municipal Code entitled "Citizens Police Review Commission" in order to ensure compliance with Senate Bill 1421 (police personnel records) and Assembly Bill 748 (body cam footage) - City Attorney's Office (Bruce Reed Goodmiller/Shannon Moore/Bruce Soublet 620-6509).

**L. COUNCIL AS A WHOLE**

- L-1.** RECEIVE a presentation from the Richmond Police Department regarding Senate Bill 1421 (police personnel records) and Assembly Bill 748 (body camera footage) and provide an update regarding compliance with the new legislation - Police Department (Allwyn Brown 621-1802)
- L-2.** RECEIVE the staff report regarding the Richmond Police Department Executive Leadership Review prepared by MBD Innovations - City Manager's Office (Carlos Martinez 620-6512).
- L-3.** RECEIVE a presentation from City staff on the status of the proposed North Richmond annexation process - City Manager's Office (Carlos Martinez / LaShonda White 620-6512). **This item was continued from the November 13, 2018, meeting.**
- L-4.** RECEIVE a presentation on the City's debt and debt structure - Finance Department (Belinda Warner 620-6740).
- L-5.** RECEIVE a presentation from the City Manager's Office on City-wide transportation planning to support West Contra Costa County objectives and regional transportation planning goals for effective implementation; and PROVIDE direction to staff on project prioritization - City Manager's Office (Carlos Martinez/Lori Reese-Brown 620-6512).
- L-6.** DIRECT staff to study the feasibility of developing a pilot recreational vehicle park for the homeless within the City of Richmond - Vice Mayor Melvin Willis (412-2050).
- L-7.** DIRECT staff to review a draft ordinance for legality and language and craft an ordinance for a first reading that is as strong or stronger in its ability to protect our community from coal and petroleum coke - Councilmember Eduardo Martinez (620-6593).

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

**N. 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.*