



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

**AGENDA**  
**Tuesday, January 15, 2019**

*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**  
Melvin Willis

**Councilmembers**

Nathaniel Bates

Ben Choi

Demnlus Johnson III

Eduardo Martinez

Jael Myrick

**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 LEGAL COUNSEL - ANTICIPATED LITIGATION  
(Significant exposure to litigation pursuant to Subdivision (b) of Government  
Code Section 54956.9):

One case

LIABILITY CLAIMS -(Government Code Section 54956.9):

Jose Mejia vs. City of Richmond

Marc Audiffred vs. City of Richmond

## 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. ELECTION OF VICE MAYOR FOR 2019**

**E-1.** ELECTION of Vice Mayor for 2019 - Mayor Tom Butt (620-6503).

**F. REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION**

**G. REPORT FROM THE CITY MANAGER**

**H. OPEN FORUM FOR PUBLIC COMMENT**

**I. CITY COUNCIL CONSENT CALENDAR**

**I-1.** APPROVE appointments to the Workforce Development Board; APPOINT Jeffrey Carr, new appointment, seat #22, term expiration date March 1, 2020, and Matthew Pineo, new appointment, seat #29, term expiration date March 1, 2020 - Office of the Mayor (Mayor Tom Butt 620-6503).

**I-2.** APPROVE the recommendation of the Recreation and Parks Commission to approve the name change of Atchison Park to Richard J. Boyd Park - Community Services Department (Rochelle Monk 620-6511).

**I-3.** APPROVE a contract amendment with Silver and Wright, LLP for legal services related to the City's receivership program in an amount not to exceed \$50,000 per year for a three-year period with two, one-year options to extend - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).

**I-4.** APPROVE a fourth amendment to the contract with Public Resources Advisory Group to provide financial advisory services for the Wastewater Enterprise, extending the contract term for two years and increasing the contract amount by \$150,000 for a new contract total of \$410,370 - Water Resource Recovery Department (Ryan Smith 620-5486).

**I-5.** ADOPT a resolution permitting the City of Richmond to reimburse certain expenditures of the Wastewater Enterprise from the proceeds of long-term bonds - Water Resource Recovery Department (Ryan Smith 620-5486).

- I-6.** ADOPT an ordinance (second reading) adopting associated zoning text amendments and rezoning for Change Area 12 (Northshore) - Planning and Building Services Department (Lina Velasco 620-6706).
- I-7.** ADOPT an ordinance (second 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).
- I-8.** ADOPT a resolution to create a pool of underwriters for bond deals – Finance Department (Belinda Warner 620-6740).
- I-9.** RECEIVE the City’s Investment and Cash Balance Report for the month of November 2018 – Finance Department (Belinda Warner 620-6740).
- I-10.** APPROVE the minutes of the December 11, 2018, special Richmond City Council meeting - City Clerk's Office (Pamela Christian 620-6513).

**J. PUBLIC HEARINGS**

- J-1.** INTRODUCE an ordinance (first reading) amending Richmond Municipal Code Sections 9.20.150 and 9.20.155 to update the 2019 solid waste collection rates by an annual Consumer Price Index rate adjustment of 3.25 percent for residential customers, and 4.36 percent for commercial customers, and adding a new section 9.20.157 to approve future rate updates by resolution of the City Council - City Manager's Office (Shasa Curl/Adam Lenz 620-5537).

**K. COUNCIL AS A WHOLE**

- K-1.** DIRECT staff to issue an Addendum No. 2 to provide additional clarifications to the Point Molate Master Developer RFP related to development of drum lot 2, affordable housing, maximum number of housing units, financing strategies for infrastructure, and requirement for shuttle or bus service - Office of the Mayor (Mayor Tom Butt 620-6503).

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

**M. 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.*