



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, May 7, 2019

Link to City Council Agendas/Packets
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Mayor
Thomas K. Butt

Vice Mayor
Ben Choi

Councilmembers
Nathaniel Bates
Demnlus Johnson III
Eduardo Martinez
Jael Myrick
Melvin Willis

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 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).

**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

- A. **CITY COUNCIL**
 - A-1. **LIABILITY CLAIMS** -(Government Code Section 54956.9):

Jason Collins vs, City of Richmond

Cleveland Brown vs. City of Richmond
 - A-2. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**
(Significant exposure to litigation pursuant to paragraph (2) or (3) of Subdivision
(d) [as applicable] of Government Code Section 54956.9):

One case
 - A-3. **CONFERENCE WITH LABOR NEGOTIATORS** (Government Code Section
54957.6):

Agency Representatives: Lisa Stephenson, Bruce Soublet, Belinda Warner, Maria
Blue, and Jack Hughes
Employee organization: Service Employees International Union (SEIU Local 1021)

**SPECIAL MEETING OF JOINT POWERS FINANCING
AUTHORITY/RICHMOND CITY COUNCIL**

6:15 p.m.

A. PLEDGE TO THE FLAG

B. ROLL CALL

C. STATEMENT OF CONFLICT OF INTEREST

D. RESOLUTIONS

D-1. ADOPT a resolution of the Joint Powers Financing Authority authorizing the issuance, sale and delivery of not to exceed \$95,000,000 principal amount of Lease Revenue Refunding Bonds (Civic Center Project), Series 2019B (the "2019B Bonds"), approving the forms of the trust agreement, site lease, facility lease, bond purchase agreement, escrow agreement, termination agreement, and official statement, and authorizing certain related actions necessary to implement the proposed refunding program. ADOPT a companion resolution of the City approving the issuance of the 2019B Bonds, approving the forms of the trust agreement, site lease, facility lease, bond purchase agreement, escrow agreement, termination agreement, continuing disclosure agreement and official statement, and authorizing certain related actions necessary to implement the proposed refunding program. The City resolution also authorizes the adoption of an updated Debt Policy - Finance Department (Belinda Warner 620-6740).

D-2. ADOPT a resolution of the Joint Powers Financing Authority authorizing the issuance, sale and delivery of not to exceed \$30,000,000 principal amount of Lease Revenue Refunding Bonds (Point Potrero Project), Series 2019A (the "2019A Bonds"), approving the forms of the trust agreement, site lease, facility lease, bond purchase agreement, escrow agreement, termination agreement, and preliminary official statement, and authorizing certain related actions necessary to implement the proposed refunding program. ADOPT a companion resolution of the City approving the issuance of the 2019A Bonds, approving the forms of the trust agreement, site lease, facility lease, bond purchase agreement, escrow agreement, termination agreement, continuing disclosure agreement and preliminary official statement, and authorizing certain related actions necessary to implement the proposed refunding program - Finance Department (Belinda Warner 620-6740).

E. 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. **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION**
- E. **REPORT FROM THE CITY MANAGER**
- F. **OPEN FORUM FOR PUBLIC COMMENT**
- G. **CITY COUNCIL CONSENT CALENDAR**
 - G-1. APPROVE a dolphin structure removal agreement with DRS Marine, Inc. to remove a navigation hazard located at the entrance to the Marina Bay Yacht Harbor in an amount not to exceed \$28,485 and APPROPRIATE the requested amount from fund balance as this item was not originally budgeted - Port Department (Jim Matzorkis 215-4600).
 - G-2. APPROVE a recommendation from the Environment and Community Investment Agreement (ECIA) Grant Review Committee for Fiscal Year 2019-2020 grant awards to 24 organizations in an amount not to exceed \$486,300, ADOPT a resolution and AUTHORIZE the city manager to negotiate and execute Grant Service Agreements with approved grantees - City Manager's Office (Carlos Martinez/LaShonda White 620-6512).
 - G-3. RECEIVE the monthly report on Point Molate activities for the month of March 2019 - City Manager's Office (Carlos Martinez/Craig Murray 620-6512).
 - G-4. AUTHORIZE the city manager to designate new areas within the Neighborhood Permit Parking program (NPP); and APPROVE the removal of the no parking zone and install timed parking on Barrett Avenue - City Manager's Office (Carlos Martinez/Denée Evans 621-1718).
 - G-5. RECEIVE the City's Investment and Cash Balance Report for the month of March 2019 – Finance Department (Belinda Warner 620-6740).

- G-6.** APPROVE a contract with Governmentjobs.com dba NeoGov (NeoGov) for the existing Insight Enterprise Software License fees at a cost of \$10,294.10 per year and to add a subscription to governmentjobs.com at a annual cost of \$2,340 for a total amount not to exceed \$12,634.10 for a term beginning January 27, 2019, and ending January 26, 2020 - Human Resources Management Department (Lisa Stephenson 620-6600).
- G-7.** ADOPT a resolution authorizing on-call planning consulting service contracts with 10 planning consulting firms (Dyett & Bhatia; Opticos; Environmental Science Associates (ESA); MIG; Lisa Wise Consulting, Inc.; WRT, LLC; Placeworks; Rami & Associates; Callander Associates; and Alta Planning + Design) for as-needed services in an amount not to exceed \$600,000 per firm over a three-year period, with an option to extend the contracts for two years - Planning and Building Services Department (Lina Velasco 620-6706).
- G-8.** APPROVE a two-year contract with EPIC Recruiting, LLC for online law enforcement recruiting campaign services to include brand development, video production, photography, recruiting website design and administration, job fair booth, print design, and online recruiting, in an amount not to exceed \$125,000 (\$50,000 to be allocated for use Fiscal Year (FY) 2018/19 and \$75,000 allocated for use FY2019/20); for a term from May 1, 2019, to June 30, 2021 - Police Department (Chief Allwyn Brown 621-1802).
- G-9.** APPROVE a two-year contract with Advance Crime Scene Restoration to manage crime scene cleanups in an amount not to exceed \$25,000, from March 1, 2019, through June 30, 2021 - Police Department (Chief Allwyn Brown 621-1802).
- G-10.** APPROVE an appointment to the Richmond Youth Council: APPOINT Mario Ramirez, new appointment, seat #4, term expiration date October 1, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-11.** APPROVE an appointment to the ECIA Transportation Oversight Committee; APPOINT Kiran Agarwal, new appointment, seat #4, filling and unexpired term with and expiration date of July 25, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-12.** APPROVE appointments to the Design Review Board: APPOINT Macy Leung, re-appointment, seat #2, term expiration date March 17, 2021, Jessica Fine, new appointment, seat #5, term expiration date March 17, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-13.** APPROVE appointments to the Richmond-Zhoushan Sister City Commission; APPOINT James Lee, re-appointment, seat #7, term expiration date December 31, 2021, Leonard Ray Berry, re-appointment, seat #8, term expiration date December 31, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).

- G-14.** APPROVE an appointment to the Workforce Development Board; APPOINT Della Randolph, new appointment, seat #29, governmental, economic development, and community representative, term expiration date March 1, 2023 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-15.** APPROVE updates to the appointments for the Mayor and Councilmembers to Regional Committees, Ad-Hoc Committees and Liaison Positions for the year of 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-16.** PROCLAMATION declaring May 2019 as Bike Month in the City of Richmond - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-17.** ADOPT a resolution approving the transfer of \$60,000 from the Landscape Maintenance District reserve fund into the operating budget and AUTHORIZING the city manager to negotiate and execute all required documents and contracts to perform deferred maintenance and capital improvement projects at the Hilltop Lake, in amounts not to exceed \$60,000 - Engineering and Capital Improvement Projects Department (Yader A. Bermudez 774-6300).
- G-18.** APPROVE a contract with East Bay Center for the Performing Arts to support ongoing arts programs and collaborations with the City in an amount not to exceed \$55,000. Contract dates are February 27, 2019, to February 27, 2020 - Library and Cultural Services (Katy Curl 620-6554/Michele Seville 620-6952).
- G-19.** APPROVE a contract with NIAD Art Center (NIAD) to support ongoing arts programs and collaborations with the City in an amount not to exceed \$55,000. Contract dates are February 27, 2019, to February 27, 2020 - Library and Cultural Services Department (Katy Curl 620-6554/Michele Seville 620-6952).
- G-20.** APPROVE the second of two one-year extensions to the contract with Bosco Oil Company dba Valley Oil Company to deliver bulk fuel, extending the term to June 30, 2020, and increasing the payment limit by \$900,000 for a total of \$4,700,000 - Department of Infrastructure and Maintenance Operations (Tim Higaes 620-6508).
- G-21.** ADOPT a resolution approving the Engineer's Report for Fiscal Year 2019-2020 for the Hilltop Landscape Maintenance District ("HLMD"), declaring the Council's intention to increase the annual assessment in the HLMD, and announcing a public hearing about the proposed increased assessment on June 4, 2019, at 6:30 p.m. in the City Council Chambers at 440 Civic Center Plaza in the City of Richmond - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).

- G-22.** ADOPT a resolution approving the Engineer's Report for Fiscal Year 2019-2020 for the Marina Bay Landscaping and Lighting Maintenance District, declaring the Council's intention to increase the annual assessment in the Marina Bay Landscaping and Lighting Maintenance District, and announcing a public hearing about the proposed increased assessment on June 4, 2019, at 6:30 p.m. in City Council Chambers at 440 Civic Center Plaza in the City of Richmond - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
- G-23.** APPROVE the minutes of the April 16, 2019, regular Richmond City Council meeting - City Clerk's Office (Pamela Christian 620-6513).

H. BUDGET SESSION

- H-1.** ACKNOWLEDGE receipt of the first drafts of the Fiscal Year (FY) 19-20 Annual Operating Budget and FY19-24 CIP Budget, and APPROVE the process and schedule for their review and adoption - Finance Department (Belinda Warner 620-6740/Markisha Guillory 620-5434).

I. PUBLIC HEARINGS

- I-1.** CONSIDER an appeal, filed by Eric Whann, of the Planning Commission's conditional approval of PLN18-053 and AFFIRM the Planning Commission's conditional approval of a Conditional Use Permit and Design Review Permit for a mini-storage facility with artist work studios at 205 Cutting Boulevard, with the addition of certain conditions - Planning and Building Services Department (Lina Velasco 620-6706). **This item was continued form the April 16, 2019, meeting.**
- I-2.** DENY the appeal and ADOPT a resolution denying PLN18-123, a Conditional Use Permit and Design Review Permit to install a T-Mobile small cell site on a pole within the public right of way adjacent to 2100 Grant Avenue - Planning and Building Services Department (Lina Velasco 620-6706).

J. COUNCIL AS A WHOLE

- J-1.** CONSIDER reestablishing the West Contra Costa Unified School District/City Coordination Committee and provide direction to staff - Councilmembers Eduardo Martinez (620-6593) and Nathaniel Bates (620-6743).
- J-2.** DIRECT staff to amend Ordinance 5-16 (The Richmond Municipal Code entitled Citizens Police Review Commission) to establish a quorum relative to the number of commissioners appointed, and to bring the drafted ordinance to the City Council for a first reading - Councilmember Eduardo Martinez (620-6593).

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.*