



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, June 18, 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**

5:00 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 LABOR NEGOTIATORS (Government Code Section 54957.6):

Agency Representatives: Lisa Stephenson, Bruce Soublet, Belinda Warner, Maria Blue, and Todd Simonson
Employee organization: International Federation of Technical and Professional Engineers (IFTPE Local 21)

Agency Representatives: Lisa Stephenson, Bruce Soublet, Belinda Warner, Maria Blue, and Jack Hughes
Employee organization: Service Employees International Union (SEIU Local 2021)

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

Property: General Warehouse, Port of Richmond
Agency Negotiators: Carlos Martinez, Jim Matzorkis
Negotiating party: Richmond Grown
Under negotiation: Price and terms of payment

Property: Port of Richmond (Rigger's Loft)
Agency negotiators: Carlos Martinez and Jim Matzorkis
Negotiating Party: (i) Rigger's Loft Wine Company, Inc.
Under negotiation: 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. REPORT FROM THE EXECUTIVE DIRECTOR

F. HOUSING AUTHORITY CONSENT CALENDAR

F-1. ADOPT a resolution approving a Memorandum of Understanding (MOU) between the Richmond Housing Authority (RHA) and the Housing Authority of the Contra Costa County (HACCC) for the transfer of RHA's Housing Choice Voucher (HCV) program to HACCC and AUTHORIZE the Executive Director to negotiate and execute the final form of the MOU and any other documents and agreements necessary to transfer the HCV program to HACCC - Richmond Housing Authority (Nannette Beacham 621-1309).

F-2. ADOPT a resolution authorizing: (1) an amendment with the Office of Judondi Bolden, Attorney at Law in an amount of \$5,000, not exceed a total expenditure of \$15,000; and (2) a new contract with Edrington, Schirmer & Murphy for up to \$15,000, for as needed unlawful detainer legal services - Richmond Housing Authority (Nannette Beacham/Shannon Moore 621-1309).

F-3. APPROVE the minutes of the May 21, 2019, Special Richmond Housing Authority meeting - City Clerk's Office (Pamela Christian 620-6513).

G. 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. ADOPT a resolution to amend the Port of Richmond FMC Tariff No. 3 reflecting a 3.1% increase in tariff rates as approved by the Executive Committee of the California Association of Port Authority (CAPA) - Port Department (Jim Matzorkis 215-4600).
 - G-2. APPROVE a contract with Delta Grinding, Inc. for as-needed rental of street paving grinding equipment with operator in an amount not to exceed \$600,000 for a three-year period with an option to extend for two additional years - Engineering and Capital Improvement Projects Department (Yader A. Bermudez 774-6300).
 - G-3. ADOPT a resolution updating the Master Fee Schedule setting the dollar amount for the new fees and adjusting the dollar amount for current fees - Finance Department (Belinda Warner/Antonio Banuelos 620-6741).
 - G-4. APPROVE the purchase of two 4500P Ventrac tractors from Belcorp in an amount not to exceed \$78,000 – Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
 - G-5. APPROVE a contract with Reed Madden Designs to complete fabrication and installation of the Point Sheridan public artwork for a not-to-exceed amount of \$116,275, for a total project amount of \$354,370, for a term that ends on December 31, 2025, to include five years of maintenance at no additional cost - Library and Cultural Services Department (Katy Curl 620-6554/Michele Seville 620-6952).

- G-6.** ADOPT a resolution accepting the Rules of Procedures for implementing portions of the Fair Chance Access to Affordable Housing Ordinance (RMC Chapter 7.110) - Housing and Community Development Department (Lina Velasco/Charice Duckworth 421-2052).
- G-7.** APPROVE a contract amendment No. 3 with R3 Consulting Group to continue assisting the City in the monitoring related to the five-year compliance review of the conditional use permit for the Bulk Materials Processing Center and associated facilities, to increase the contract amount by \$37,967, not to exceed \$140,851, for a term ending December 31, 2020 - Planning and Building Services Department (Lina Velasco 620-6706).
- G-8.** APPROVE a two year contract with AmeriNat, for a term beginning on July 1, 2019, through July 31, 2021, for loan servicing services for the City's loan portfolio, including the Home Improvement Loan Program, in an amount not to exceed \$30,000 - Planning and Building Services Department (Lina Velasco 620-6706).
- G-9.** ADOPT a resolution approving the application for Statewide Park Development and Community Revitalization Program Grant funds for use to revitalize Boorman Park - Community Services Department (Rochelle Polk 620-6793).
- G-10.** ADOPT a resolution of the Council of the City of Richmond, establishing local rules for the conduct of employer-employee relations and superseding resolution No. 134-96 - Human Resources Management (Lisa Stephenson 620-6600).
- G-11.** APPROVE a three-year contract (Fiscal Years 2019/2020-2021/2022) with an optional two-year extension with George Hills Company, Inc. to provide third-party administration of general liability claims received by the City, in an amount not to exceed \$510,000 - Human Resources Management Department (Lisa Stephenson/Kim Greer 620-6605).
- G-12.** APPROVE an appointment to the Recreation and Parks Commission: APPOINT Remi Payne, new appointment, seat #1, term expiration date October 26, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-13.** APPROVE appointments to the Human Rights and Human Relations Commission; APPOINT Mohamed Atia new appointment, seat #5, term expiration date March 30, 2022, and Angelica Delgado new appointment, seat #8, term expiration date March 30, 2022 - Office of the Mayor (Office of Mayor Tom Butt 620-6503).
- G-14.** ADOPT a resolution recognizing the importance of the 2020 U.S. Census and supporting efforts to ensure a complete, fair, and accurate count of all Californians - Mayor Tom Butt (620-6503) and Vice Mayor Ben Choi (620-6565).

- G-15.** APPROVE the following appointments and re-appointments: Richmond Rent Board: Alana Grice Conner, new appointment, seat #1, term expiration date March 21, 2021, Virginia Finlay, re-appointment, seat #2, term expiration date March 21, 2021, Emma Gerould, re-appointment, seat #3, term expiration date March 21, 2021, Commieolla Duncan, new appointment, seat #4, term expiration date March 21, 2021, Lauren Maddock, re-appointment, seat #5, term expiration date March 21, 2021; and Community Police Review Commission: Porschea Brown, new appointment, seat #2, filing an unexpired term with an expiration date of November 1, 2020, Christopher Whitmore, new appointment, seat #5, term expiration date November 1, 2021, Randy Joseph, new appointment, seat #6, term expiration date November 1, 2021, Steven Lacy, new appointment, seat #7, term expiration date November 1, 2021; and Planning Commission: Nancy Baer, re-appointment, seat #1, term expiration date June 30, 2020, Jen Loy, re-appointment, seat #2, term expiration date June 30, 2020, David Tucker, re-appointment, seat #3, term expiration date June 30, 2021, Andrew Butt, re-appointment, seat #4, term expiration date June 30, 2020, Michael Huang, re-appointment, seat #5, term expiration date June 30, 2020, Claudia Garcia, re-appointment, seat #6, term expiration date June 30, 2020, and Brandon Evans, new appointment, seat #7, term expiration date June 30, 2020 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-16.** ADOPT a resolution renewing standing orders/outline agreements for technology related goods and services from various vendors in an amount not to exceed \$250,000 per year per vendor for fiscal year 2019-2020 through 2023-2024 - Information Technology Department (Sue Hartman 620-6784).
- G-17.** APPROVE a fifth amendment of a contract with Icon Enterprise, Inc. dba Civic Plus, for web hosting, software maintenance, and support services for the City of Richmond's website for an additional period of three years, increasing the contract by an amount of \$75,000, for a total contract amount of \$241,500 - Information Technology Department (Sue Hartman 620-6784).
- G-18.** APPROVE the minutes of the May 7 and 28, 2019, regular Richmond City Council meetings - City Clerk's Office (Pamela Christian 620-6513).
- G-19.** APPROVE a contract amendment with Vigilant Solutions LLC in an amount not to exceed \$30,000, with a term from July 1, 2019, to June 30, 2022 - Police Department (Chief Allwyn Brown 621-1802). **This item was continued from the June 4, 2019, meeting.**
- G-20.** APPROVE a Memorandum of Understanding (MOU) between the City of Richmond and the Richmond Police Activities League (RPAL) to subsidize RPAL staff and programs, ensuring that academic, athletic, and life-skills services offered by RPAL will continue for the period July 1, 2019, to June 30, 2021, in an amount not to exceed \$600,000 (\$300,000 annually for two years) - Police Department (Allwyn Brown 621-1802).

- G-21.** ADOPT a resolution authorizing the City Manager and Police Chief to execute reoccurring contracts for fiscal years 2019-2020 and 2020-2021 with Contra Costa County and the State of California at an aggregate annual amount of \$1,596,000. The execution of these contracts shall not exceed the limits as set forth: Services contracted with Contra Costa County include the following: California Law Enforcement Telecommunications System (CLETS) - \$10,000; California Identification Division (CAL ID) - \$135,000; Automated Regional Information Exchange System (ARIES) - \$45,000; All County Criminal Justice Information System (ACCCJIN) - \$20,000; Martinez Detention Facility intake fees - \$46,000; Alcohol/toxic drug and crime scene evidence analysis - \$350,000; Sexual Assault Response Team (SART) examinations - \$40,000; annual jail inspection and audit - \$18,000; Coroner & Gunshot Residue (GSR) examination and analysis - \$10,000; out of state inmate extradition - \$4,000, Law Enforcement Training Center - \$19,000; Animal Services - \$700,000; East Bay Regional Communication System Authority (EBRCS) - \$178,000;The State of California contracted service includes all Live Scan fingerprinting- \$16,000; University of California Regents - \$5,000 - Police Department (Chief Allwyn Brown 621-1802).
- G-22.** APPROVE an amendment to the contract with Liebert Cassidy Whitmore MP in an amount not to exceed \$50,000, bringing the total contract amount to \$60,000, to continue contract negotiations with SEIU Local 1021 through June 30, 2020 - Human Resources Management Department (Lisa Stephenson 620-6600).
- G-23.** ADOPT a resolution approving standing contracts for Veolia Water to manage (on behalf of the City) on-call construction services with five firms (Bay Hawk Inc., JMB Construction, Nor Cal Pipeline Services, Ranger Pipelines, and W.R. Forde Inc.) in an amount not to exceed \$2,000,000 per firm, per year, over a three-year period, with two optional one-year extensions - Water Resource Recovery Department (Ryan Smith 620-5486).
- G-24.** ADOPT a resolution approving Veolia to manage and award the Cogeneration Project to the Design-Build team of Overaa/HydroScience to: (1) design and install a Cogeneration unit at the Richmond Wastewater Treatment Plant; and (2) demolish abandoned and unsafe structures, in an amount not to exceed \$5,689,084 - Water Resource Recovery Department (Ryan Smith 620-5486).

H. BUDGET SESSION

- H-1.** RECEIVE an update on the proposed operating budget for fiscal year 2019-20 and the Capital Improvement Plan budget for fiscal years 2019-24 - Finance Department (Belinda Warner 620-6740/Markisha Guillory 620-5434).

I. PUBLIC HEARINGS

- I-1.** ADOPT a resolution approving the Engineer's Report and ordering the levy and collection of assessments in the Hilltop Landscape Maintenance District for the fiscal year 2019-2020, providing for a 3% increase in annual assessments - Department of Infrastructure Maintenance and Operations (Tim Higare 620-6508). **This item was continued from the June 4, 2019, meeting.**
- I-2.** ADOPT a resolution approving the Engineer's Report and ordering the levy and collection of assessments in the Marina Bay Landscaping and Lighting Maintenance District for the fiscal year 2019-2020, providing for a 3% increase in annual assessments - Department of Infrastructure Maintenance and Operations (Tim Higare 620-6508). **This item was continued from the June 4, 2019, meeting.**
- I-3.** **CONTINUED TO JULY 2, 2019**, the matter to ADOPT a resolution adopting an Addendum to a Mitigated Negative Declaration (MND) and approving a Tentative Subdivision Map and Design Review Permit to construct 46 residential units at 5620 Central Avenue, subject to conditions, and INTRODUCE an ordinance (first reading) Rezoning the Cascade Residential Development site from CR, Commercial Regional to PA, Planned Area District - Planning and Building Services Department (Lina Velasco 620-6706).

J. ORDINANCES

- J-1.** INTRODUCE an ordinance (first reading) adding Chapter 12.19 to the Richmond Municipal Code regulating septic tanks and other onsite wastewater treatment systems - Water Resource Recovery Department (Ryan Smith (620-5486).
- J-2.** INTRODUCE an ordinance (first reading) amending Chapter 3.54 of the Richmond Municipal Code to provide greater transparency and allow for a quorum relative to the number of commissioners appointed - Councilmembers Myrick (620-6636) and 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.