



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, June 25, 2019

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
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 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).

**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 - EXISTING LITIGATION
(paragraph (1) of Subdivision [d] of Government Code Section 54956.9):

Solvay, USA Inc. vs. City of Richmond

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

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 contract with Enpro Services, Inc. for Elevators Modernization at the Nevin Plaza Development at 2400 Nevin Avenue, Richmond, in an amount not to exceed \$1,130,000 - Richmond Housing Authority (Nannette Beacham 621-1309/Yader A. Bermudez 774-6300).

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. **PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**
 - D-1. PRESENTATION of the scholarship awards for the Snow Ball King and Queen winners and runners-up of the 66th Annual Snow Ball held on December 8, 2018 - Community Services Department (Rochelle Polk 620-6511).
 - D-2. ANNOUNCE recent resignation from City of Richmond boards, commissions, and committees; and ANNOUNCE vacancies as of June 25, 2019, 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 resolutions approving: (1) Fiscal Year 2019-20 Annual Operating Budget and (2) Fiscal Years 2019-24 Five-Year Capital Improvement Plan - Finance Department (Belinda Warner 620-6740/Markisha Guillory 620-5434).
 - H-2. ADOPT a resolution approving the Fiscal Year 2019-20 Appropriations Limit for the City of Richmond pursuant to Article XIII B, as amended, of the Constitution of the State of California – Finance Department (Belinda Warner 620-6740/Markisha Guillory 620-5434).
 - H-3. ADOPT revised grants policy that outlines guidelines regarding grant application, execution, and documentation - Finance Department (Belinda Warner 620-6740/Markisha Guillory 620-5434).

- H-4.** APPROVE the first amendment to the legal services agreement with Downey Brand LLP to represent the City as California Environmental Quality Act (CEQA) counsel for the Point Molate project, with a payment limit of \$250,000 to be paid with funds deposited by the master developer - City Attorney's Office/Planning and Building Services (Bruce Reed Goodmiller/Rachel Sommovilla 620-6509/Lina Velasco 620-6706).
- H-5.** APPROVE an agreement with Modern Building Services to provide a portable building at Point Potrero Marine Terminal - Port Department (Jim Matzorkis 215-4600).
- H-6.** APPROVE a contract for the continuation of Children Interview Center (CIC) services to support forensic interviews of children victimized by sexual or physical abuse, and/or who have been severely neglected for the period July 1, 2019, to June 30, 2021, with the CIC, in an amount not to exceed \$60,000 - Police Department (Chief Allwyn Brown 621-1802).
- H-7.** ADOPT a resolution to execute a Construction Agreement with ERA Construction, Inc. for the Crossing Safety Improvements - Phase II project in the base bid amount of \$326,944 plus a construction contingency of 15%, for a total not to exceed amount of \$375,985 - Engineering and Capital Improvement Projects Department (Yader Bermudez 774-6300/Michael Williams 307-8147).
- H-8.** APPROVE the first of two one-year extensions to the contract with Hunt & Sons, Inc. for bulk oil and lubricants delivery, extending the term to June 30, 2020, and increasing the payment limit by \$45,000 for a total of \$165,000 - Department of Infrastructure Maintenance and Operations (Tim Higare 620-6508).
- H-9.** APPROVE the first of two one-year extensions to the contract with Verizon Networkfleet for monthly GPS tracking and management, extending the term to June 30, 2020, and increasing the payment limit by \$50,000 for a total of \$150,000 - Department of Infrastructure Maintenance and Operations (Tim Higare 620-6508).
- H-10.** APPROVE the Environmental Community Investment Agreement (ECIA) budget for Fiscal Year 2019/20 totaling \$3,645,000 for the implementation of transportation and transit programs as recommended by the ECIA Committee on March 22, 2019 - City Manager's Office (Carlos Martinez/Lori Reese-Brown 620-6512).

- H-11.** APPROVE contracts totaling \$250,000 with three community-based organizations as recommended by the Transportation Committee for the Environmental Community Investment Agreement (ECIA) to include: \$80,000 Men & Women of Valor; \$50,000 RPAL; and \$120,000 Richmond Friends of Recreation to assist with the implementation strategies related to outreach services, marketing and transportation planning as described in the Richmond Integrated and Equitable Multimodal Transportation Plan, aka First Mile/Last Mile Transportation Plan, and the City of Richmond/Chevron ECIA Agreement for Transportation and Transit programs - City Manager's Office (Carlos Martinez/Lori Reese-Brown 620-6512).
- H-12.** ADOPT a resolution authorizing submittal of the Measure J 2016 and 2017 "Growth Management Program Compliance Checklist" to the Contra Costa Transportation Authority (CCTA) to allow the City of Richmond to receive its allocation of fiscal years 2017-18 and 2018-19 Local Street Maintenance and Improvement Funds - Planning and Building Services Department (Lina Velasco 620-6706).
- H-13.** ADOPT an ordinance (second 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).
- H-14.** ADOPT an ordinance (second 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).

I. STUDY AND ACTION SESSION

- I-1.** RECEIVE an informational presentation from the Office of Neighborhood Safety (ONS) regarding the Department's mission, program, work, role in eliminating gun violence in the City of Richmond, to achieve the Council's stated goal of No homicides for a year - Office of Neighborhood Safety (Sam Vaughn 620-5404). **This item was continued from the April 23 and May 28, 2019, meetings.**
- I-2.** RECEIVE a presentation from the Richmond Police Department regarding homicides in Richmond, historic realities, and current trends, to inform the Council on the complexities associated to this difficult social issue, and ways the Police Department intends to address root-cause issues aimed at prevention - Police Department (Chief Allwyn Brown 621-1802). **This item was continued from the May 28, 2019, meeting.**
- I-3.** RECEIVE a report from First 5 Contra Costa outlining the assessment of 25 Richmond parks located in high need areas identified by the Statewide Park Development and Community Revitalization Grant Fund Program - Community Services Department and Department of Infrastructure Maintenance and Operations/Parks Division (Rochelle Polk 620-6511/Greg Hardesty 231-3004).

I-4. RECEIVE a report on the City's Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2017-18 - Finance Department (Belinda Warner 620-6740).

J. COUNCIL AS A WHOLE

J-1. 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, and request that, consistent with the City's Sanctuary City Contracting and Investment Policy, the City Council make a specific determination that the City can contract with Vigilant Solutions LLC since no reasonable alternative exists - Police Department (Chief Allwyn Brown 621-1802). **This item was continued from the June 18, 2019, meeting.**

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.