



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, July 16, 2019

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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 LABOR NEGOTIATORS (Government Code Section 54957.6):

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

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

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

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. REPORT FROM THE EXECUTIVE DIRECTOR

E. AGENDA REVIEW

F. HOUSING AUTHORITY CONSENT CALENDAR

F-1. APPROVE the minutes of the June 18 and 25, 2019, Special Richmond Housing Authority meetings - City Clerk's Office (Pamela Christian 620-6513).

F-2. ADOPT a resolution approving the Hacienda First Amendment to Exclusive Negotiating Rights Agreement (ENRA) and First Amendment to the Option to Lease Agreement (OLA) with Mercy Housing and Community Housing Development Corporation (CHDC); and AUTHORIZE the Executive Director and City Manager or their designee to negotiate and execute the final form of the agreements and any supporting Housing and Urban Development (HUD) documents and grant applications to facilitate the completion of the development project - Richmond Housing Authority (Shasa Curl/Nannette Beacham 621-1309).

F-3. ADOPT a resolution authorizing temporary staffing services contracts with (1) HR Management, (2) People Ready (Labor), (3) Express Professionals, and (4) Renoir Staffing for as-needed staffing services in an amount not to exceed \$150,000 per contract over a one year period with one optional one-year extension - Richmond Housing Authority (Nannette Beacham/Sharrone Taylor 621-1309).

F-4. ADOPT a resolution approving the proposed Fiscal Year 2019-20 annual operating budget with estimated revenues of \$3,887,971, and total proposed expenditures of \$5,635,912 - Richmond Housing Authority (Nannette Beacham 621-1309).

- F-5.** ADOPT a resolution authorizing a fourth contract amendment with Cooper Hawkins to continue providing boiler maintenance services at the Housing Authority's public housing developments; increasing the contract amount by \$60,000 for a not to exceed amount of \$260,000 and extending the term of the agreement for two years until June 30, 2021, with two optional one-year extensions - Richmond Housing Authority (Nannette Beacham/Mario Vaz 621-1309).

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 approving the application to the Prop 68 Statewide Park Development and Community Revitalization Program for grant funds to expand and improve Unity Park on the Richmond Greenway - Community Services Department (Rochelle Polk 620-6511).
 - G-2. APPROVE a contract with Downey Brand law firm in the amount of \$255,000 for the time period of July 1, 2019, through December 31, 2021, for the legal review of the requirements as predetermined in the existing Baykeeper Settlement Agreement; and to represent the City of Richmond in any future settlement agreement discussions - Water Resource Recovery Department (Ryan Smith 620-5486).
 - G-3. APPROVE a contract with Gordon & Rees law firm in an amount not to exceed \$75,000 for the time period of May 16, 2019, through June 30, 2024, for the evaluation and legal review of the City of Richmond's wastewater operations - Water Resource Recovery Department (Ryan Smith 620-5486).
 - G-4. ADOPT a resolution accepting \$22,510,000 of bond funds received from the Bank of New York Mellon Trust Company N.A.; and APPROPRIATE \$22,510,000 of the bond revenues and associated expenditures into the Fiscal Year 2019-20 Wastewater Enterprise Budget - Water Resource Recovery Department (Ryan Smith 620-5486).
 - G-5. ADOPT a resolution amending the City of Richmond's Position Classification Plan to add the new classification of Deputy Fire Marshal - Human Resources Management Department (Lisa Stephenson/Jessica Somera 620-6600).

- G-6.** INTRODUCE an ordinance (first reading) to establish the wages, salary, and compensation for the new classification of Deputy Fire Marshal (Salary Range No. 255 \$13,275 - \$14,636/month), and repealing Ordinance 15-93 N.S. Section 19.19.7 - Human Resources Management Department (Lisa Stephenson/Jessica Somera 620-6600).
- G-7.** APPROVE a two year sole-source contract with Motorrad LLC to provide ongoing maintenance and repair services for the police department's motorcycle fleet, at a cost not to exceed \$45,000 (\$20,000 first year, \$25,000 second year) from July 1, 2019, to June 30, 2021 - Police Department (Chief Allwyn Brown 621-1802).
- G-8.** APPROVE contract amendment no. 4 with Wood Environment & Infrastructure Solutions, Inc. to assist the City with completion of remedial design documentation and data needed to be submitted to the San Francisco Bay Regional Water Quality Control Board to modify the existing clean-up order on the Terminal One site, increasing the contract by \$47,000, for a total contract amount not to exceed \$552,550 through December 31, 2020 - Planning and Building Services Department (Lina Velasco 620-6706).
- G-9.** ADOPT a resolution adopting the amended small wireless facility policy increasing the radius from 250 feet to 500 feet for alternative sites analysis and other administrative changes - Planning and Building Services Department (Lina Velasco 620-6706).
- G-10.** APPROVE appointments to the Commission on Aging: APPOINT Valerie Robinson, re-appointment, seat #1, term expiration date May 19, 2023, Rose Brooks, re-appointment, seat #6, term expiration date May 19, 2023 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-11.** APPROVE an appointment to the Shimada Friendship Commission: APPOINT Maryann Jacobson new appointment, seat #10, term expiration date December 31, 2022 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-12.** APPROVE an appointment to the Richmond Youth Council: APPOINT Ashlee Davis, new appointment, seat #8, term expiration date October 1, 2019 - Office of the Mayor (Mayor Tom Butt 620-6503).
- G-13.** APPROVE an appointment to the Urban Forest Advisory Committee: APPOINT Carol Umanzor, new appointment, seat #1, term expiration date November 17, 2021 - Office of the Mayor (Mayor Tom Butt 650-6503).
- G-14.** APPROVE an appointment to the Richmond-Zhoushan Sister City Commission; APPOINT Jenn Shyang Liu, appointment, seat #11, term expiration date December 31, 2021 - Office of the Mayor (Mayor Tom Butt 620-6503).

- G-15.** APPROVE a Memorandum of Understanding (MOU) between the Community Services Department and Richmond Swims to continue providing aquatic programs at Richmond's aquatic sites while paying a reduced monthly rental rate of \$1,200 for the use of the facilities. The term of the MOU is January 1, 2019, to December 31, 2019 - Community Services Department (Rochelle Polk 620-6511).
- G-16.** APPROVE a month to month lease with North Richmond Properties, Inc. to continue leasing space to store containers and landscaping equipment, in an amount not to exceed \$24,900 - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
- G-17.** APPROVE a contract with Sonia Hassey to provide bilingual career and personal development coaching services in support of the RichmondWORKS English Language Learner (ELL) Co-enrollment Pilot grant. The contract term will be July 16, 2019, through December 31, 2020, for a total contract amount not to exceed \$40,000 - Employment and Training Department (Sal Vaca/Rosemary Viramontes 307-8008).
- G-18.** APPROVE the written agreement between the City of Richmond, by and through its Chief Elected Official, and the Richmond Workforce Development Board to clarify the separation of roles and responsibilities of the Local Board acting as the Workforce Innovation and Opportunity Act (WIOA) America's Jobs Center of California (AJCC) One-Stop Operator for the Richmond Local Workforce Area through June 30, 2021 - Employment and Training Department (Sal Vaca 307-8023).
- G-19.** APPROVE a contract with Weigh of Life to provide workforce development services in support of the State of California Employment Development Department English Language Learner Co-Enrollment Pilot grant. The contract term will be July 16, 2019, through December 31, 2020, for a total contract amount not to exceed \$50,000 - Employment and Training Department (Sal Vaca/Rosemary Viramontes 307-8008)
- G-20.** ADOPT a resolution to install two four-way stop controls at the intersections of 2nd Street and Chanslor Avenue and 2nd Street and Bissell Avenue, two, two-way stop controls at the intersections of Washington Avenue and Nicholl Avenue and Maine Avenue and 15th Street, as well as one one-way stop control at the intersection of Shane Drive and Hull Avenue - Engineering and Capital Improvement Projects Department (Yader Bermudez 620-5478/Dane Rodgers 307-8112).

- G-21.** ADOPT a resolution of local support as required by the Metropolitan Transportation Commission to program \$2,820,000 in One Bay Area Grant funds for the Central Avenue at Interstate 80 (I-80) Local Road Improvement Project; and if awarded, ACCEPT and APPROPRIATE the funds - Engineering and Capital Improvement Projects Department (Yader Bermudez 774-6300/Tawfic Halaby 621-1612).
- G-22.** APPROVE the response to Grand Jury Report No. 1907 entitled, "Stormwater Trash Reduction", and submittal of the response to the foreperson of the 2018-2019 Contra Costa County Civil Grand Jury - City Manager's Office (Carlos Martinez 620-6512).
- G-23.** APPROVE the 2019/2020 North Richmond Waste and Recovery Mitigation Fee Expenditure Plan that identifies the activities funded through the Mitigation Fee revenue and respective funding allocations for the period of July 1, 2019, through June 30, 2020, as recommended by the North Richmond Waste and Recovery Mitigation Fee Joint Expenditure Planning Committee - City Manager's Office (Carlos Martinez/Lori Reese-Brown 620-6513).
- G-24.** PROCLAMATION declaring July 6th as Dalai Lama Day in honor of the 14th Dalai Lama's 84th birthday - Councilmember Eduardo Martinez (620-6593).
- G-25.** APPROVE the minutes of the June 4, 18, and July 2, 2019, regular Richmond City Council meetings - City Clerk's Office (Pamela Christian 620-6513).
- G-26.** ADOPT an ordinance (second reading) setting the tax rate for the Tax Override Pension Fund for Fiscal Year 2019-20 at 0.14% - Finance Department (Belinda Warner/Antonio Banuelos 620-6741).
- G-27.** RECEIVE the City's Investment and Cash Balance Report for the month of May 2019 – Finance Department (Belinda Warner 620-6740).

H. PUBLIC HEARINGS

- H-1.** ADOPT a resolution authorizing the City of Richmond to levy special assessments against certain properties having unpaid invoices related to administrative citations, nuisance abatement costs, and foreclosure ordinance fines pursuant to Richmond Municipal Code chapters 9.22, 11.76, 6.38, and 2.63 - Department of Infrastructure Maintenance and Operations (Tim Higare 620-6508).

- H-2.** 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). **This item was continued from the June 18 and July 2, 2019, meetings.**
- H-3.** **CONTINUED to July 23, 2019,** the matter to ADOPT a resolution approving a report of sewer service charges for the Fiscal Year 2019-20 allowing for the sanitary and stormwater fees to be collected on the annual 2019-20 tax rolls - Water Resource Recover Department (Ryan Smith 620-5489/Mary Phelps 621-1269).
- H-4.** **WITHDRAWN BY APPELLANT,** the matter to 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).

I. COUNCIL AS A WHOLE

- I-1.** RECEIVE a report on the City's additional reports issued for the fiscal year ended June 30, 2018. The reports are as follow: (1) City of Richmond Memorandum on Internal Control; (2) City of Richmond Required Communications; (3) Independent Accountant's Report on Applying Agreed Upon Procedures for Compliance with the Proposition 111 2017-2018 Appropriations Limit Increment; (4) Joint Powers Financial Authority Report; and (5) Single Audit Report - Finance Department (Belinda Warner 620-6740).
- I-2.** RECEIVE a status update on the development of the Richmond Department of Children and Youth (Department); and APPROVE the recommended appointment process for the Department's Oversight Board - City Manager's Office (Carlos Martinez/LaShonda White 620-6512).

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

K. 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.