



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

**AGENDA**  
**Tuesday, September 10, 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**  
Ben Choi

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

**Housing Authority Tenant Commissioners**  
Jaycine Scott  
Vacant

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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 Soulet, 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**

6:00 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

- A. **CITY COUNCIL**

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

Edward Soto vs. City of Richmond

Victor Harris vs. City of Richmond

**REGULAR MEETING OF THE SUCCESSOR AGENCY TO THE  
RICHMOND COMMUNITY REDEVELOPMENT  
AGENCY/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. 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. SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY CONSENT CALENDAR**
  - H-1.** ADOPT a resolution approving the Successor Agency to the Richmond Community Redevelopment Agency's amendment to the Recognized Obligation Payment Schedule to address increased costs for remediation and demolition work at 1500 Dornan Drive - Successor Agency to the Richmond Community Redevelopment Agency (Lina Velasco 620-6706).
- I. CITY COUNCIL CONSENT CALENDAR**
  - I-1.** APPROVE the purchase of two Cushman Hauler Pro 72V Electric utility vehicles from Bay Area Golf & Industrial Vehicles in an aggregate amount to exceed \$24,000 - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
  - I-2.** APPROVE the purchase of up to eight (8) 2020 Ford Hybrid Utility Police Interceptors with administrative specifications and up to twenty (20) 2020 Ford Hybrid Utility Police Interceptors with patrol specifications from The Ford Store San Leandro in an aggregate amount not to exceed \$1,135,000 - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).
  - I-3.** APPROVE the amended Bylaws for the North Richmond Waste and Recovery Mitigation Fee Joint Expenditure Planning Committee - City Manager's Office (Steven Falk/Lori Reese-Brown 620-6512).

- I-4.** APPROVE an amendment to the contract with The Glen Price Group to develop proposal content, drafts, and attachments necessary to submit final copies of grant applications to various agencies and organizations by the agreed upon target dates. The amended contract term will be March 1, 2014, through December 31, 2021. The contract amount will be increased by \$75,000 for a total contract amount not to exceed \$255,000 - Employment and Training Department (Sal Vaca 307-8023).
- I-5.** APPROVE an amendment to the Bay Area Resource Center contract to present construction project management training in support of the RichmondWORKS Veteran's Employment-Related Assistance grant program. The contract term will be extended through June 30, 2021. The contract amount will be increased by \$20,000 for a total contract amount not to exceed \$269,000 - Employment and Training Department (Sal Vaca 307-8023).
- I-6.** ADOPT an ordinance (second 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).
- I-7.** APPROVE Contract Amendment No. 4 with TRB + Associates to increase its contract by \$500,000, for a total contract amount not to exceed \$3,000,000 through December 31, 2020, to continue assisting with plan review and inspection services associated with construction activities at the Chevron Richmond Refinery; on-call services to be paid by applicant fees - Planning and Building Services Department (Lina Velasco 620-6706).
- I-8.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Chapter 7.106 - Tobacco Retailer License - to prohibit the sale of electronic cigarettes which require, but have not been issued, a premarket review order from the U.S. Food and Drug Administration - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-9.** PROCLAMATION declaring September 14-22, 2019, as National Drive Electric Week in the City of Richmond - Mayor Tom Butt (620-6503) and Vice Mayor Ben Choi (620-6565).
- I-10.** PROCLAMATION declaring September 2019 as Childhood Cancer Awareness Month in the City of Richmond - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-11.** APPROVE an appointment to the Economic Development Commission: APPOINT Ana Delgado, re- appointment, seat #13, term expiration date March 30, 2022 - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-12.** APPROVE an appointment to the Planning Commission: APPOINT Willie Lee Hicks Jr., new appointment, seat #6, filing an unexpired term with an expiration date June 30, 2020 - Office of the Mayor (Mayor Tom Butt 620-6503).

- I-13.** APPROVE an appointment to the Commission on Aging: APPOINT Myrtle Braxton, re-appointment, seat #4, term expiration date May 19, 2023 - Office of the Mayor (Mayor Tom Butt 620-6503).
- I-14.** ADOPT a resolution authorizing the city manager to execute reoccurring contracts for Fiscal Year 2019-20 with Contra Costa County, Stege Sanitary District, West County Wastewater District, and the State of California Water Resources Control Board at an aggregate annual amount of \$879,161. The execution of these contracts shall not exceed the limits as set forth for the following: Contra Costa County North Richmond Storm Drain Pump Station - \$75,000; Contra Costa County Clean Water Program - \$356,356; California Water Resources Control Board - WWTP National Pollutant Discharge Elimination System (NPDES) - \$125,000; California Water Resources Control Board - City of Richmond Stormwater NPDES permit - \$37,000; California Water Resources Control Board - Sanitary Sewer Overflow Waste Discharge Requirement (SSO - WDR) Permit - \$37,500; West County Agency - \$217,719; Stege Sanitary District Sewer Use Fees Joint Powers Agreement (JPA) - \$30,586 - Water Resource Recovery Department (Yader Bermudez 774-6300).
- I-15.** ACCEPT and APPROPRIATE developers' fair share contributions from William Lyon Homes, Inc. in the amount of \$200,000 for off-site improvements to comply with Project Approval Conditions at two specific intersections in the Marina Bay area, and from Sims Metal Management in the amount of \$65,000 to construct a bike lane on Hoffman Boulevard between Cutting Boulevard and Harbour Way as part of its commitment to the South Richmond Transportation Connectivity Improvements project - Engineering and Capital Improvement Projects Department (Yader Bermudez 774-6300).
- I-16.** APPROVE a contract with Stronger Building Services for re-roofing the Senior Center, located at 2525 Macdonald Avenue, in an amount not to exceed \$168,100, and an open-ending term commencing on September 10, 2019 - Engineering and Capital Improvement Projects Department (Yader Bermudez 774-6300).
- I-17.** AUTHORIZE the city manager to enter into a Funding Agreement with the San Francisco Foundation; ACCEPT and APPROPRIATE a \$16,000 grant, and APPROVE Contract Amendment No. 1 with David Paul Rosen & Associates to increase its contract by \$6,000, for a total contract amount not to exceed \$16,000 through December 31, 2020, to provide the City with technical assistance and writing services to prepare Richmond's Challenge Grant application - Planning and Building Services Department (Lina Velasco 620-6706).
- I-18.** AUTHORIZE the city manager to enter into a Funding Agreement with Metropolitan Transportation Commission; ACCEPT and APPROPRIATE the \$30,000 to the Fiscal Year 19/20 budget to complete the Nystrom Village Conceptual Master Plan - Planning and Building Services Department - (Lina Velasco 620-6706).

- I-19.** APPROVE the grant property transfer agreement with Contra Costa County Office of the Sheriff to accept two Thermo radiation detectors - Fire Department (Chief Adrian Sheppard 307-8041).
- I-20.** APPROVE a standard contract with Steven Falk to serve as Interim City Manager of the City of Richmond for a term commencing August 14, 2019, and ending January 14, 2020, in the amount of not more than \$26,250 per month - City Attorney's Office (Bruce Reed Goodmiller 620-6509).
- I-21.** INTRODUCE an ordinance (first reading) to establish wages, salaries, and compensation for the new Communications Dispatcher II (Per- Diem) classification (Salary Range No. 410C \$31.37 - \$37.22/hour) - Human Resources Management Department (Lisa Stephenson/Donna Newton 620-6600).
- I-22.** ADOPT a resolution amending the City of Richmond's Position Classification Plan to add the new Communications Dispatcher II (Per - Diem) classification - Human Resources Management Department (Lisa Stephenson/Donna Newton 620-6600).
- I-23.** APPROVE a contract with CPS HR Consulting to conduct a recruitment for a city manager in an amount not to exceed \$10,000 for reimbursable expenses for a term of September 1, 2019, to December 31, 2020 - Human Resources Management Department (Lisa Stephenson/Donna Newton 620-6600).
- I-24.** APPROVE the minutes of the August 13, 2019, Special City Council meeting - City Clerk's Office (Pamela Christian 620-6513).

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

**K. 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.*