



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, October 15, 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

Vacancy

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**

5:00 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):**
 - Mitchell Peixoto vs. City of Richmond
 - Angel Bobo vs. City of Richmond
 - A-2. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9):**
 - SPRAWLDEF vs. City of Richmond
 - A-3. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9):**
 - One case
 - A-4. **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

REGULAR MEETING OF THE 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. **CITY COUNCIL CONSENT CALENDAR**
 - H-1. PROCLAMATION declaring October 19, 2019, as Arbor Day in the City of Richmond - Office of the Mayor (Mayor Tom Butt 620-6503).
 - H-2. APPROVE a contract with Rosendin Electric, Inc. to complete emergency repairs for the Red Oak Victory Ship and Point Potrero Marine Terminal in an amount not to exceed, \$80,000 - Port Department (Jim Matzorkis 215-4600).
 - H-3. APPROVE the Amended and Restated Lease between between the City of Richmond (as lessor) and the Parents Resource and More (PRAM), a California nonprofit corporation, (as lessee) for the use of space at the Washington Field House building to provide programs and classes for 0-5 year old children and their parents at a rental rate of \$275 per month. The lease is for a five-year term beginning on September 1, 2019, through August 31, 2024 - Community Services Department (Rochelle Polk 620-6511).
 - H-4. APPROVE an Interagency Agreement between the City of Richmond and Contra Costa County and APPROPRIATE up to \$18,050 in funding to establish a mobile tool lending library in North Richmond, as authorized in the North Richmond Mitigation Fee (NRMF) Expenditure Plan - Community Services Department (Rochelle Polk 620-6511/Stephanie Ny 620-6563).
 - H-5. ADOPT a resolution amending the City of Richmond's Position Classification Plan to add the new Police Records and Property Manager classification - Human Resources Management Department (Lisa Stephenson/Donna Newton 620-6600).

- H-6.** INTRODUCE an ordinance (first reading) to establish wages, salaries, and compensation for the new Police Records and Property Manager classification (Salary Range No. 070D \$9,535 - \$11,532/month) - Human Resources Management Department (Lisa Stephenson/Donna Newton 620-6600).
- H-7.** APPROVE the purchase of 74 adult and 30 pediatric Automated External Defibrillator (AED) battery and chest pad packs, from Devices for Life, for the current AED units, at a cost of \$23,106.38 - Human Resources Management Department (Lisa Stephenson/Kim Greer 620-6605).
- H-8.** ADOPT a resolution to authorize the Water Resource Recovery Department to enter into an emergency service contract with J Majors and Associates LLC to provide community outreach and related services for the South 37th Street sewer pipe improvements in an amount not to exceed \$20,000 from September 1, 2019, through June 30, 2020 - Water Resource Recovery Department (Yader Bermudez 774-6300).
- H-9.** APPROVE contract amendment No. 1 in the amount of \$200,000 with Gordon & Rees, LLP for a total contract amount not to exceed \$275,000 for the evaluation and legal review of the City's Wastewater Operations (as contracted by Veolia Water North America) - Water Resource Recovery Department (Yader Bermudez 774-6300).
- H-10.** APPROVE a six-month contract amendment with Aramark Uniform Services to provide uniform rental and laundry services in an amount not to exceed \$50,000 - Engineering and Capital Improvement Projects Department (Yader Bermudez 774-6300).
- H-11.** ACCEPT and APPROPRIATE a \$65,000 funds contribution from Sims Metal Management 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 A. Bermudez 774-6300).
- H-12.** ADOPT a resolution approving the appropriation of \$31,500 from Encroachment Services fund balance to support two Administrative Student Interns and one Office Aide - Engineering and Capital Improvement Projects Department (Yader A. Bermudez 774-6300).
- H-13.** ADOPT a resolution amending the small wireless facilities policy to provide additional clarification regarding the policy, including alternative sites analysis, and to address community input - Planning and Building Services Department (Lina Velasco 620-6706). **This item was continued from the October 1, 2019, meeting.**

H-14. AUTHORIZE the Planning and Building Services Department to: (1) administer, on behalf of the City Council, a Mini-Grant Program, "Count me in Richmond," to support local efforts to ensure a complete, fair, and accurate count of all persons living in the City of Richmond in Census 2020, and (2) execute agreements or contracts with Mini-grant recipients - Planning and Building Services Department (Lina Velasco 620-6706).

H-15. APPROVE the minutes of the regular September 24, 2019, and October 1, 2019, City Council Meetings - City Clerk's Office (Pamela Christian 620-6513).

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

J. 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.