

## **RICHMOND, CALIFORNIA, April 27, 2021**

The Richmond City Council Evening Open Session was called to order at 4:48 p.m. by Mayor Thomas K. Butt via teleconference.

*Due to the coronavirus (COVID-19) pandemic, Contra Costa County and Governor Gavin Newsom issued multiple orders requiring sheltering in place, social distancing, and reduction of person-to-person contact. Accordingly, Governor Gavin Newsom issued executive orders that allowed cities to hold public meetings via teleconferencing (Executive Order N-29-20).*

*DUE TO THE SHELTER IN PLACE ORDERS, attendance at the City of Richmond City Council meeting was limited to Councilmembers, essential City of Richmond staff, and members of the news media. Public comment was confined to items appearing on the agenda and was limited to the methods provided below. Consistent with Executive Order N-29-20, this meeting utilized teleconferencing only. The following provides information on how the public participated in the meeting.*

*The public was able to view the meeting from home on KCRT Comcast Channel 28 or AT&T Uverse Channel 99 and livestream online at <http://www.ci.richmond.ca.us/3178/KCRT-Live>.*

*Written public comments were received via email to [cityclerkdept@ci.richmond.ca.us](mailto:cityclerkdept@ci.richmond.ca.us). Comments received by 1:00 p.m. on April 27, 2021, were summarized at the meeting, put into the record, and considered before Council action. Comments received via email after 1:00 p.m. and up until the public comment period on the relevant agenda item closed, were put into the record. Public comments were also received via teleconference during the meeting. **Attached herewith all written public comments received.***

### **ROLL CALL**

**Present:** Councilmembers Claudia Jimenez, Eduardo Martinez, Gayle McLaughlin, Melvin Willis, and Mayor Thomas K. Butt. **Absent:** Councilmember Nathaniel Bates and Vice Mayor Johnson III arrived after the roll was called.

### **PUBLIC COMMENT INSTRUCTIONAL VIDEO**

The Public Comment Instructional Video was shown.

### **PUBLIC COMMENT**

The city clerk announced the public comment procedures and that the purpose of the Open Session was for the City Council to hear public comments on the following items to be discussed in Closed Session:

### **CITY COUNCIL**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (paragraph (1) of Subdivision [d] of Government Code Section 54956.9):

Levin Richmond Terminal Corp. v. City of Richmond  
(Two

cases)

Wolverine Fuels Sales LLC v. City of Richmond (One case)

Phillips 66 Co. v. City of Richmond (Two cases)

SPRAWDEF et al. v. City of Richmond

North Coast Rivers Alliance et al./ Point Molate Alliance et al. v. City of Richmond

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):

Three cases. In light of the California Court of Appeals' decision in Fowler v. City of Lafayette, the City Attorney's Office is attaching to this agenda two letters regarding the amended judgment and various agreements related to Point Molate. These letters provide the existing facts and circumstances for going into closed session on these items pursuant to California Government Code Section 54956.9(d)(2).

CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6):

Richmond Police Officers Association (RPOA) release sign grievance - Representative: Jack Hughes

### **PUBLIC COMMENT BEFORE CLOSED SESSION**

The following individuals gave comments via teleconference regarding the litigation pertaining to Point Molate: Jim Hanson, Jeanne Kortz, Pam Stello, Sally Tobin, and Amanda Lucas.

### **ADJOURN TO CLOSED SESSION**

The Open Session adjourned to Closed Session at 5:09 p.m. Closed Session adjourned at 6:40 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:41p.m. by Mayor Butt via teleconference.

### **ROLL CALL**

**Present:** Councilmembers Jimenez, Johnson III, Martinez, McLaughlin, Willis, Vice Mayor Bates, and Mayor Butt. **Absent:** None.

### **PUBLIC COMMENT INSTRUCTIONAL VIDEO**

The Public Comment Instructional Video was shown.

### **STATEMENT OF CONFLICT OF INTEREST**

None.

## **AGENDA REVIEW**

Item H-3 was moved for discussion after Open Forum. The City Council planned to return to Closed Session after adjourning the regular open session meeting.

The city clerk announced the public comment procedures published on the agenda.

## **REPORT FROM THE CITY ATTORNEY ON FINAL DECISIONS MADE DURING CLOSED SESSION**

City Attorney Theresa Stricker stated there were no final actions to report.

## **REPORT FROM THE CITY MANAGER**

City Manager Laura Snideman announced that Transportation Project Manager, Denee Evans, received an award by the Governor's Office of Business and Economic Development for installing charging stations in the city. The City Manager's Office received a \$75,000 Cannabis Equity Type 1 grant from COBIZ for the ability to also receive a Type 2 grant relating to equity regarding cannabis. Ms. Snideman also reported that St. John Missionary Baptist Church, located at 29 8<sup>th</sup> Street, began offering free COVID-19 vaccines daily, from 9 a.m. to 4 p.m. through May 2, 2021. Vice Mayor Johnson III requested further information be provided to the Economic Development Commission regarding the COBIZ grant.

## **OPEN FORUM FOR PUBLIC COMMENT**

The following individuals gave comments via teleconference:

Tarnel Abbott urged the city to reopen and update the Richmond South Shoreline Specific Plan Environmental Impact Report to reflect sea level rise, seismic risks, and health risks from hazardous waste.

Luis Padilla stated that the city has allowed the Alternative Dispute Resolution Program to fail. The program would expedite care for injured firefighters and cut overtime costs.

Mark Wassberg gave comments regarding individuals recently killed by police officers.

Alicia Gallo, Interim Executive Director of Richmond Main Street, reported that the 2020 Main Street Annual Report has been released.

Naomi Williams announced that the Juneteenth virtual mobile parade was planned for Saturday, June 19, 2021.

## **STUDY AND ACTION SESSION**

**H-1.** The matter to adopt a resolution to approve the Boards, Commissions, and Committees handbook as a formal document to provide a general idea of the policies, guidelines, and responsibilities of the board, commission, and committee members was presented by Mayor Butt. This item was continued from the April 20, 2021, meeting. A motion by Vice Mayor Johnson III,

seconded by Councilmember Willis, adopted **Resolution No. 45-21**, took the entire residency requirements portion out of the resolution for now, under “Meeting Procedures” Page 22, deleted the words “*any clapping*”; and take out the entire bullet on Page 15 that states “*make sure members of the advisory board addresses the council, not the audience*”, passed by the unanimous vote of the City Council. Don Gosney, Mark Wassberg, and Naomi Williams, gave comments via teleconference.

**H-2.** The matter to receive a report and approve a contract with Management Partners, Inc. to assist staff in developing and implementing the Measure U Gross Receipts Tax for a contract amount of \$94,900 and a contingency amount of \$14,235, for a total not to exceed \$109,135, with a contract term from April 21, 2021, to June 30, 2022; approve Measure U Gross Receipts Tax implementation start date change from July 1, 2021, to January 1, 2022, in accordance with Section 7.04.680(B); and receive an update on Measure U implementation was presented by Revenue Manager, Antonio Banuelos. A motion to table was made by Councilmember McLaughlin, seconded by Councilmember Jimenez, to remove the contract with Management Partners and recirculate the Request for Proposals to receive more respondents, passed by the following vote: **Ayes:** Councilmembers Jimenez, Martinez, McLaughlin, and Willis. **Noes:** Councilmember Bates and Mayor Butt. **Absent:** None. **Abstain:** Vice Mayor Johnson III. Revenue Manager, Antonio Banuelos, presented a PowerPoint, which highlighted the following: Measure U Implementation; Meetings with Business Coalition; Researching other cities; Reviewing overall policies and procedures; and the Contract with Management Partners. Gabriel Haaland, Greg Lich, Lisa Cody, and Sean Stalbaum gave comments via Teleconference. A motion by Councilmember Willis, seconded by Vice Mayor Johnson III, approved Measure U Gross Receipts Tax implementation start date change from July 1, 2021, to January 1, 2022, by the unanimous vote of the City Council.

**H-3.** The matter to direct the City Attorney's Office to work with the Richmond Rent Board Attorneys to come back within 30 days with a first reading of the following draft ordinances for City Council consideration: (1) a Richmond Tenant Anti-Harassment Ordinance using Oakland's ordinance as a template, and (2) an amended Richmond Relocation Ordinance to clarify its intent and to authorize the Rent Board to set up regulations for implementation was presented by Councilmembers McLaughlin and Willis. Discussion ensued. Jackie Zaneri, Mark Wassberg, Gabriel Haaland, and James Daniels gave comments via teleconference. A motion made by Councilmember McLaughlin, seconded by Councilmember Willis, approved the item and directed staff to return in no more than 45 days with the draft ordinances and use other cities ordinances as a template, passed by the following vote: **Ayes:** Councilmembers Jimenez, Martinez, McLaughlin, Willis, and Vice Mayor Johnson III. **Noes:** Mayor Butt. **Absent:** Councilmember Bates. **Abstain:** None.

**H-4.** The matter to receive a presentation and update regarding the third quarter Fiscal Year 2020 - 2021 Economic Development Accomplishments and Revenue Enhancement and Cost Recovery statuses was presented by Deputy City Manager, Shasa Curl, which highlighted the following: Richmond Stats, Goals and Challenges; Current Developments; Revenue Enhancement and Cost; Recovery Measures Updates; City Wide Economic Development; Accomplishments; Shelter in Place Update; Grant

and Loan Opportunities; City and Community Updates; and #MadeinRichmond. Discussion ensued. Mark Wassberg and Alicia Gallo gave comments via teleconference.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:46 p.m., in memory of Jerry Yoshida, and Mary Selva, to meet again on Tuesday, May 4, 2021, at 6:30 p.m.

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Clerk of the City of Richmond

(SEAL)

Approved:

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Mayor

**From:** [Cordell Hindler](#)  
**To:** [City Clerk Dept](#)  
**Subject:** Public Comments Open Forum  
**Date:** Thursday, April 22, 2021 4:53:40 PM

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good Evening Mayor Butt, Council Members and City Staff, I have some news for the Record

I will speak with Richmond and De Anza High to coordinate a meeting to let them know about the youth Council

Sincerely  
Cordell

**From:** [Steve Bischoff](#)  
**To:** [City Clerk Dept](#)  
**Subject:** Public comment - Open Forum  
**Date:** Tuesday, April 27, 2021 10:07:42 AM  
**Attachments:** [AB 26 Holden police officer use of force 2](#)

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Regarding policy on peace officer use of force - I ask the Council to support California Assembly Bill 26 which would establish state policy on peace officer use of force - the bill would mandate that a police officer intercede in a situation where a fellow officer is using excessive force on a member of the public - the bill also would protect an officer who intercedes from retaliation and make an officer who fails to intercede subject to discipline - I hope the City of Richmond will adopt a similar policy for its' police force - Steve Bischoff, resident of Richmond

P.S. A Copy of AB 26 is attached.

AMENDED IN ASSEMBLY MARCH 25, 2021

CALIFORNIA LEGISLATURE—2021–22 REGULAR SESSION

**ASSEMBLY BILL**

**No. 26**

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**Introduced by Assembly Member Holden**

December 7, 2020

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An act to amend Sections 1029 and 7286 of the Government Code, ~~and to add Section 34 to the Penal Code~~, relating to peace officers.

LEGISLATIVE COUNSEL'S DIGEST

AB 26, as amended, Holden. Peace officers: use of force.

(1) Existing law requires each law enforcement agency, on or before January 1, 2021, to maintain a policy that provides a minimum standard on the use of force. Existing law requires that policy, among other things, to require that officers report potential excessive force to a superior officer when present and observing another officer using force that the officer believes to be unnecessary, and to require that officers intercede when present and observing another officer using force that is clearly beyond that which is necessary, as specified.

This bill would require those law enforcement policies to require those officers to immediately report potential excessive force, and to intercede when present and observing an officer using excessive force, as defined. The bill would additionally require those policies to, among other things, prohibit retaliation against officers that report violations of law or regulation of another officer to a supervisor, as specified, and to require that an officer who fails to intercede be disciplined in the same manner as the officer who used excessive force. By imposing additional duties on local agencies, this bill would create a state-mandated local program.

(2) Existing law disqualifies specified persons from being a peace officer, including, among others, any person convicted of a felony.

This bill would also disqualify a person from being a peace officer if they have been found by a law enforcement agency that employees them to have either used excessive force that resulted in great bodily injury or death or to have failed to intercede in that incident as required by a law enforcement agency’s policies.

~~(3) Existing law makes all persons concerned in the commission of a crime, whether they directly commit the act constituting the offense, or aid and abet in its commission, principals in that crime.~~

~~This bill would make a peace officer who is present and observes another peace officer using excessive force, and fails to report the use of excessive force to a superior officer, an accessory in any crime committed by the other officer during the use of excessive force. By creating a new crime, this bill would create a state-mandated local program.~~

~~(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.~~

~~With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.~~

*(3) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.*

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 1029 of the Government Code is amended  
2 to read:

1 1029. (a) Except as provided in subdivision (b), (c), or (d),  
2 each of the following persons is disqualified from holding office  
3 as a peace officer or being employed as a peace officer of the state,  
4 county, city, city and county or other political subdivision, whether  
5 with or without compensation, and is disqualified from any office  
6 or employment by the state, county, city, city and county or other  
7 political subdivision, whether with or without compensation, which  
8 confers upon the holder or employee the powers and duties of a  
9 peace officer:

10 (1) Any person who has been convicted of a felony.

11 (2) Any person who has been convicted of any offense in any  
12 other jurisdiction which would have been a felony if committed  
13 in this state.

14 (3) Any person who, after January 1, 2004, has been convicted  
15 of a crime based upon a verdict or finding of guilt of a felony by  
16 the trier of fact, or upon the entry of a plea of guilty or nolo  
17 contendere to a felony. This paragraph shall apply regardless of  
18 whether, pursuant to subdivision (b) of Section 17 of the Penal  
19 Code, the court declares the offense to be a misdemeanor or the  
20 offense becomes a misdemeanor by operation of law.

21 (4) Any person who has been charged with a felony and  
22 adjudged by a superior court to be mentally incompetent under  
23 Chapter 6 (commencing with Section 1367) of Title 10 of Part 2  
24 of the Penal Code.

25 (5) Any person who has been found not guilty by reason of  
26 insanity of any felony.

27 (6) Any person who has been determined to be a mentally  
28 disordered sex offender pursuant to Article 1 (commencing with  
29 Section 6300) of Chapter 2 of Part 2 of Division 6 of the Welfare  
30 and Institutions Code.

31 (7) Any person adjudged addicted or in danger of becoming  
32 addicted to narcotics, convicted, and committed to a state institution  
33 as provided in Section 3051 of the Welfare and Institutions Code.

34 (8) Any person who has been found by a law enforcement  
35 agency that employs them to have either used excessive force that  
36 resulted in great bodily injury or the death of a member of the  
37 public or to have failed to intercede in that incident, as required  
38 pursuant to paragraph (9) of subdivision (b) of Section 7286.

39 (b) (1) A plea of guilty to a felony pursuant to a deferred entry  
40 of judgment program as set forth in Sections 1000 to 1000.4,

1 inclusive, of the Penal Code shall not alone disqualify a person  
2 from being a peace officer unless a judgment of guilty is entered  
3 pursuant to Section 1000.3 of the Penal Code.

4 (2) A person who pleads guilty or nolo contendere to, or who  
5 is found guilty by a trier of fact of, an alternate felony-misdemeanor  
6 drug possession offense and successfully completes a program of  
7 probation pursuant to Section 1210.1 of the Penal Code shall not  
8 be disqualified from being a peace officer solely on the basis of  
9 the plea or finding if the court deems the offense to be a  
10 misdemeanor or reduces the offense to a misdemeanor.

11 (c) Any person who has been convicted of a felony, other than  
12 a felony punishable by death, in this state or any other state, or  
13 who has been convicted of any offense in any other state which  
14 would have been a felony, other than a felony punishable by death,  
15 if committed in this state, and who demonstrates the ability to  
16 assist persons in programs of rehabilitation may hold office and  
17 be employed as a parole officer of the Department of Corrections  
18 or the Department of the Youth Authority, or as a probation officer  
19 in a county probation department, if the person has been granted  
20 a full and unconditional pardon for the felony or offense of which  
21 the person was convicted. Notwithstanding any other provision of  
22 law, the Department of Corrections or the Department of the Youth  
23 Authority, or a county probation department, may refuse to employ  
24 that person regardless of the person's qualifications.

25 (d) This section does not limit or curtail the power or authority  
26 of any board of police commissioners, chief of police, sheriff,  
27 mayor, or other appointing authority to appoint, employ, or  
28 deputize any person as a peace officer in time of disaster caused  
29 by flood, fire, pestilence or similar public calamity, or to exercise  
30 any power conferred by law to summon assistance in making  
31 arrests or preventing the commission of any criminal offense.

32 (e) This section does not prohibit any person from holding office  
33 or being employed as a superintendent, supervisor, or employee  
34 having custodial responsibilities in an institution operated by a  
35 probation department, if at the time of the person's hire a prior  
36 conviction of a felony was known to the person's employer, and  
37 the class of office for which the person was hired was not declared  
38 by law to be a class prohibited to persons convicted of a felony,  
39 but as a result of a change in classification, as provided by law,

1 the new classification would prohibit employment of a person  
2 convicted of a felony.

3 SEC. 2. Section 7286 of the Government Code is amended to  
4 read:

5 7286. (a) For the purposes of this section:

6 (1) “Deadly force” means any use of force that creates a  
7 substantial risk of causing death or serious bodily injury. Deadly  
8 force includes, but is not limited to, the discharge of a firearm.

9 (2) “Excessive force” means a level of force that is found to  
10 have violated Section 835a of the Penal Code, the requirements  
11 on the use of force required by this section, or any other law,  
12 statute, regulation, or policy of the employing law enforcement  
13 agency.

14 (3) “Feasible” means reasonably capable of being done or  
15 carried out under the circumstances to successfully achieve the  
16 arrest or lawful objective without increasing risk to the officer or  
17 another person.

18 (4) “Intercede” includes, but is not limited to, physically  
19 stopping the excessive use of force, recording the excessive force  
20 and documenting efforts to intervene, efforts to deescalate the  
21 offending officer’s excessive use of force, and confronting the  
22 offending officer about the excessive force during the use of force  
23 and, if the officer continues, reporting to dispatch or the watch  
24 commander on duty and stating the offending officer’s name, unit,  
25 location, time, and situation, in order to establish a duty for that  
26 officer to intervene.

27 (5) “Law enforcement agency” means any police department,  
28 sheriff’s department, district attorney, county probation department,  
29 transit agency police department, school district police department,  
30 the police department of any campus of the University of  
31 California, the California State University, or community college,  
32 the Department of the California Highway Patrol, the Department  
33 of Fish and Wildlife, and the Department of Justice.

34 (6) “Retaliation” means demotion, failure to promote to a higher  
35 position when warranted by merit, denial of access to training and  
36 professional development opportunities, denial of access to  
37 resources necessary for an officer to properly perform their duties,  
38 or intimidation, harassment, or the threat of injury while on duty  
39 or off duty.

- 1 (b) Each law enforcement agency shall, by no later than January  
2 1, 2021, maintain a policy that provides a minimum standard on  
3 the use of force. Each agency’s policy shall include all of the  
4 following:
- 5 (1) A requirement that officers utilize deescalation techniques,  
6 crisis intervention tactics, and other alternatives to force when  
7 feasible.
- 8 (2) A requirement that an officer may only use a level of force  
9 that they reasonably believe is proportional to the seriousness of  
10 the suspected offense or the reasonably perceived level of actual  
11 or threatened resistance.
- 12 (3) A requirement that officers immediately report potential  
13 excessive force to a superior officer when present and observing  
14 another officer using force that the officer believes to be beyond  
15 that which is necessary, as determined by an objectively reasonable  
16 officer under the circumstances based upon the totality of  
17 information actually known to the officer.
- 18 (4) A prohibition on retaliation against an officer that reports a  
19 suspected violation of a law or regulation of another officer to a  
20 supervisor or other person of the law enforcement agency who has  
21 the authority to investigate the violation.
- 22 (5) Clear and specific guidelines regarding situations in which  
23 officers may or may not draw a firearm or point a firearm at a  
24 person.
- 25 (6) A requirement that officers consider their surroundings and  
26 potential risks to bystanders, to the extent reasonable under the  
27 circumstances, before discharging a firearm.
- 28 (7) Procedures for disclosing public records in accordance with  
29 Section 832.7.
- 30 (8) Procedures for the filing, investigation, and reporting of  
31 citizen complaints regarding use of force incidents.
- 32 (9) A requirement that an officer intercede when present and  
33 observing another officer using excessive force.
- 34 (10) Comprehensive and specific guidelines regarding approved  
35 methods and devices available for the application of force.
- 36 (11) An explicitly stated requirement that officers carry out  
37 duties, including use of force, in a manner that is fair and unbiased.
- 38 (12) Comprehensive and specific guidelines for the application  
39 of deadly force.

1 (13) Comprehensive and detailed requirements for prompt  
2 internal reporting and notification regarding a use of force incident,  
3 including reporting use of force incidents to the Department of  
4 Justice in compliance with Section 12525.2.

5 (14) The role of supervisors in the review of use of force  
6 applications.

7 (15) A requirement that officers promptly provide, if properly  
8 trained, or otherwise promptly procure medical assistance for  
9 persons injured in a use of force incident, when reasonable and  
10 safe to do so.

11 (16) Training standards and requirements relating to  
12 demonstrated knowledge and understanding of the law enforcement  
13 agency's use of force policy by officers, investigators, and  
14 supervisors.

15 (17) Training and guidelines regarding vulnerable populations,  
16 including, but not limited to, children, elderly persons, people who  
17 are pregnant, and people with physical, mental, and developmental  
18 disabilities.

19 (18) Procedures to prohibit an officer from training other officers  
20 for a period of at least three years from the date that an abuse of  
21 force complaint against the officer is substantiated.

22 (19) A requirement that an officer that has received all required  
23 training on the requirement to intercede and fails to act pursuant  
24 to paragraph (9) be disciplined in the same manner as the officer  
25 that committed the excessive force.

26 (20) Comprehensive and specific guidelines under which the  
27 discharge of a firearm at or from a moving vehicle may or may  
28 not be permitted.

29 (21) Factors for evaluating and reviewing all use of force  
30 incidents.

31 (22) Minimum training and course titles required to meet the  
32 objectives in the use of force policy.

33 (23) A requirement for the regular review and updating of the  
34 policy to reflect developing practices and procedures.

35 (c) Each law enforcement agency shall make their use of force  
36 policy adopted pursuant to this section accessible to the public.

37 (d) This section does not supersede the collective bargaining  
38 procedures established pursuant to the Myers-Milias-Brown Act  
39 (Chapter 10 (commencing with Section 3500) of Division 4), the  
40 Ralph C. Dills Act (Chapter 10.3 (commencing with Section 3512))

1 of Division 4), or the Higher Education Employer-Employee  
2 Relations Act (Chapter 12 (commencing with Section 3560) of  
3 Division 4).

4 ~~SEC. 3. Section 34 is added to the Penal Code, to read:~~

5 ~~34. A peace officer, as defined in Chapter 4.5 (commencing~~  
6 ~~with Section 830) of Title 3 of Part 2, who is present and observes~~  
7 ~~another peace officer using excessive force, and fails to report the~~  
8 ~~excessive use of force to a superior officer, is an accessory under~~  
9 ~~Section 33 in any crime committed by the other officer during the~~  
10 ~~use of excessive force.~~

11 ~~SEC. 4. No reimbursement is required by this act pursuant to~~  
12 ~~Section 6 of Article XIII B of the California Constitution for certain~~  
13 ~~costs that may be incurred by a local agency or school district~~  
14 ~~because, in that regard, this act creates a new crime or infraction,~~  
15 ~~eliminates a crime or infraction, or changes the penalty for a crime~~  
16 ~~or infraction, within the meaning of Section 17556 of the~~  
17 ~~Government Code, or changes the definition of a crime within the~~  
18 ~~meaning of Section 6 of Article XIII B of the California~~  
19 ~~Constitution.~~

20 ~~However, if the Commission on State Mandates determines that~~  
21 ~~this act contains other costs mandated by the state, reimbursement~~  
22 ~~to local agencies and school districts for those costs shall be made~~  
23 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~  
24 ~~4 of Title 2 of the Government Code.~~

25 *SEC. 3. If the Commission on State Mandates determines that*  
26 *this act contains costs mandated by the state, reimbursement to*  
27 *local agencies and school districts for those costs shall be made*  
28 *pursuant to Part 7 (commencing with Section 17500) of Division*  
29 *4 of Title 2 of the Government Code.*

**From:** [Cordell Hindler](#)  
**To:** [City Clerk Dept](#)  
**Subject:** Public Comments H-1 Study Session  
**Date:** Thursday, April 22, 2021 4:47:50 PM

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good Evening Mayor Butt, Council Members and City Staff, I have some comments for the Record

the Reason that the Council should adopt the Resolution is because when New People join a Board or Commission, they have to learn how to work with not only the commission, as well as city staff

Sincerely  
Cordell

**From:** [Katrinka Ruk](#)  
**To:** [City Clerk Dept](#); [Belinda Brown](#); [Antonio Banuelos](#); [Tom Butt - external](#); [Demnlus Johnson](#); [Nat Bates](#); [Claudia Jimenez](#); [Eduardo Martinez](#); [Gayle McLaughlin](#); [Melvin Willis](#)  
**Subject:** Public Comment Agenda Item#H-2 Management Partners,. Inc / Measure U Gross Receipts Tax  
**Date:** Tuesday, April 27, 2021 11:27:07 AM  
**Attachments:** [04.27.21 BusinessLicTax:Consultant.docx](#)

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<!--[endif]-->

**COUNCIL OF INDUSTRIES**

**P.O. BOX 70088, PT. RICHMOND, CA 94807**

**(510)215-9325**

**501(C)(6) FED ID# 94-0672760**

/email city clerk/

April 27, 2021

To: City Council Members

To: Belinda Brown, Antonio Banuelos

To: City Clerk

RE: Public Comment Item #H-2 Approve a contract with Management Partners Inc.

On behalf of the Council of Business & Industries (COI), we support staff's recommendation to change the implementation date from July 1, 2021 to January 1, 2022. Since the majority of the businesses' licenses renew effective January 1, this will put the renewals on the same schedule for ease of calculations and collections. This will also allow the consultant time to review material, meet with businesses, organizations (COI, Chamber, 23<sup>rd</sup> St Merchants and Richmond Main St), review the questions already submitted to staff, develop policies, etc.

Of most importance, is to review the financial impact the progressive rates will have on current businesses to ensure they are equitable for the city's businesses while still providing the increased City revenue.

The COI would like to continue to support the process by assisting with outreach to businesses in the community and encouraging them to participate. In recent meetings with staff, we were in the process of organizing meetings with the various classifications of businesses and support the continuation of this process.

We also request the opportunity to review the progressive tax rate alternative that was supported by the business community and which COI presented to staff.

Thank you for your time; looking forward to working with Richmond staff and Management Partners on creating an equitable business tax program.

Sincerely,

Katrinka Ruk

Executive Director

**From:** [Cordell Hindler](#)  
**To:** [City Clerk Dept](#)  
**Subject:** Public Comments H-4 Study Session  
**Date:** Thursday, April 22, 2021 4:51:18 PM

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good Evening Mayor Butt, City Council and City Staff,

I think that the City Manager's Office has done a wonderful job on the Presentation

Sincerely  
Cordell