



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

**AGENDA**  
**Tuesday, September 15, 2015**

*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**  
Jael Myrick

**Councilmembers**

Nathaniel Bates  
Jovanka Beckles  
Eduardo Martinez  
Gayle McLaughlin  
Vinay Pimplé

**Housing Authority Tenant Commissioners**

Dolores Johnson  
Barbara Sutton

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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 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 TWO (2) MINUTES to address the City Council on NON-PUBLIC HEARING items listed on the agenda.**

**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 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. 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  
ON CLOSED SESSION ITEMS**

5:00 p.m.

- A. **ROLL CALL**
- B. **PUBLIC COMMENT**
- 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):**

Googins vs. City of Richmond

Ney vs. City of Richmond

**A-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION  
(Subdivision [a] of Government Code Section 54956.9):**

Monroe vs. City of Richmond

**A-3. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code  
Section 54957.6):**

Title: City Manager

**MEETING OF THE SUCCESSOR AGENCY TO THE RICHMOND  
COMMUNITY REDEVELOPMENT AGENCY  
AND 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 authorizing the execution of the Sixth Amendment to Agreement for Legal Services between the Successor Agency to the Richmond Community Redevelopment Agency and Holland & Knight, LLP, increasing the payment limit by \$200,000 to an as-amended total of \$520,000, for services in connection with developing a Land Disposition Agreement for the for-sale housing component of the Miraflores Housing Project, to be funded by developer Miraflores Devco, LLC - Successor Agency to the Richmond Community Redevelopment Agency (Chadrick Smalley 412-2067).
  - H-2.** ADOPT a resolution approving the Successor Agency to the Richmond Community Redevelopment Agency's Recognized Obligation Payment Schedule for the period January 2016 to June 2016 (ROPS 15-16b) pursuant to AB 1X26 and AB 1484 - Successor Agency to the Richmond Community Redevelopment Agency (Chadrick Smalley 412-2067).

**I. CITY COUNCIL CONSENT CALENDAR**

- I-1.** AUTHORIZE the Library and Cultural Services Director to ACCEPT a grant from the California Library and Literacy Services (CLLS) in the amount of \$18,000; and APPROVE an amendment to the Fiscal Year 2015-16 operating budget to increase library fund revenue and expenditures in the amount of \$18,000 for the purpose of providing literacy services to City of Richmond residents - Library and Cultural Services Department (Sherry Drobner 307-8082/Katy Curl 620-6554).
  
- I-2.** APPROVE: (1) a Memorandum of Understanding (MOU) between Rubicon Programs, Inc. and LEAP-Richmond Public Library for GED preparation; and (2) an amendment to the Fiscal Year 2015-2016 operating budget for the Library and Cultural Services Department increasing library fund revenue and expenditures in the amount of \$15,800 - Library and Cultural Services Department (Sherry Drobner 307-8082/Katy Curl 620-6554).
  
- I-3.** ADOPT a resolution to accept and appropriate \$727,553 in grant funds from the State Proposition 84 Grant for "Greening the Last Mile" Project on the Richmond Greenway; and APPROVE a contract with The Watershed Project to complete community outreach, design, and the project management phase of the "Greening the Last Mile" Project on the Richmond Greenway in an amount not to exceed \$180,430. The contract term will be from October 1, 2015, to December 31, 2016 - Public Works Department (Yader A. Bermudez 774-6300).
  
- I-4.** APPROVE a three-year contract with D & H Landscaping, Inc. in an amount not to exceed \$250,140 for vegetation management services at Point Molate Very High Fire Severity Zone (VHFSZ). The contract term will be from October 1, 2015, to June 30, 2018 - Public Works Department (Yader A. Bermudez 774-6300).
  
- I-5.** ADOPT an ordinance (second reading) amending Richmond Municipal Code Article VI, Building Regulations by adding a new Chapter 6.47, Permit Process for Small Residential Rooftop Solar Systems, implementing provisions of AB 2188 by creating an expedited, streamlined permitting process for small residential rooftop solar systems - Planning and Building Services Department (Richard Mitchell 307-8159).
  
- I-6.** ADOPT an ordinance (second reading) of the City Council of the City of Richmond repealing Article III, Chapter 3.40 of the Richmond Municipal Code pertaining to the Community Development Commission - Mayor Tom Butt (620-6503).
  
- I-7.** APPROVE the purchase of 69, 45-minute carbon cylinders from Cascade Fire Equipment Company for fire suppression functions in the amount of \$63,692.87 - Fire Department (Chief Adrian Sheppard 307-8041).

- I-8.** ADOPT a resolution authorizing the City of Richmond to accept and appropriate \$223,022 in the annual Measure H funding from the Contra Costa County Health Services Division, and APPROVE a one-year interagency agreement from July 1, 2015, to June 30, 2016, with the Contra Costa County Health Services Division to support the Fire Department's Emergency Medical Services Program - Fire Department (Chief Adrian Sheppard 307-8041).
- I-9.** APPROVE a standing contract with First Vanguard for traffic signs and lines materials in an amount not to exceed \$50,000 per fiscal year from 2015 through 2018, with an option to extend the contract for an additional two years - Public Works Department (Yader A. Bermudez 774-6300).
- I-10.** ADOPT a resolution to accept and appropriate \$497,292 in grant funds from the Cal Fire Urban and Community Forestry Greenhouse Gas Reduction Fund, and APPROVE a contract with Groundwork Richmond for community outreach, training, project management, tree-planting and maintenance in an amount not to exceed \$187,000. The contract term will be from October 1, 2015, to December 31, 2017 - Public Works Department (Yader A. Bermudez 774-6300).
- I-11.** APPROVE a sole-source contract with Definitive Network, Inc. to provide remote electronic patient care reporting, on-site documentation, training and other support services in support of the Fire Department's emergency medical services program, in an amount not to exceed \$162,000 over a three-year period, commencing September 1, 2015, through June 30, 2018 - Fire Department (Chief Adrian Sheppard 307-8041).
- I-12.** ADOPT a resolution authorizing state-reimbursed overtime and portal to portal pay for City of Richmond firefighters assigned to a state emergency incident - Fire Department (Chief Adrian Sheppard 307-8041).
- I-13.** APPROVE a contract with the Oakland Private Industry Council to procure goods and services on behalf of RichmondWORKS and in support of East Bay Works One Stop Career Center System for fiscal year 2015-2016. The contract term will be September 15, 2015, through September 30, 2016, in an amount not to exceed \$22,635 - Employment and Training Department (Sal Vaca/Rosemary Viramontes 307-8008).
- I-14.** APPROVE the purchase of 122 fitted Safariland Second Chance Summit Series Threat Level IIIA ballistic vests from LC Action Police Supply LTD in an amount not to exceed \$87,552 - Police Department (Chief Chris Magnus 621-1802).
- I-15.** ADOPT a resolution to accept and appropriate \$87,552 in funding from the Edward Byrne Memorial Justice Assistance Grant (JAG) Program awarded to the Richmond Police Department for the purchase of 122 ballistic vests for sworn personnel - Police Department (Chief Chris Magnus 621-1802).

- I-16.** ADOPT a resolution of intention to amend the contract between the California Public Employees' Retirement System and the Richmond City Council for employees sharing additional costs of three percent for classic local safety members in Richmond Fire Management Association (RFMA), International Association of Fire Fighters, Local 188 (Local 188) and Richmond Police Management Association (RPMA) - Human Resources Management (Lisa Stephenson 620-6600).
- I-17.** APPROVE a renewal of the contract with the Oakland Private Industry Council to act as the contracting and vendor pay agent for individual training accounts (ITAs) and on-the-job training activities for the Workforce Innovation and Opportunity Act (WIOA) program participants. The contract term will be from September 15, 2015, through September 30, 2016, in an amount not to exceed \$70,728 - Employment and Training Department (Sal Vaca/Rosemary Viramontes 307-8008).
- I-18.** APPROVE a three-year contract with NetFile, Inc. for professional services for e-filing and administration of Fair Political Practice Commission (FPPC) Statement of Economic Interest, Form 700 filings, with the contract term beginning October 1, 2015, to September 30, 2018, in the amount of \$7,000 per year, for a total contract amount not to exceed \$21,000, with the option of two, one-year extensions - City Clerk's Office (Pamela Christian 621-1233).
- I-19.** APPROVE a three-year contract with Hyland Software, Inc. to provide maintenance for the SIRE Agenda Management and City Council Meeting Voting Systems, in an amount not to exceed \$25,000 per year, for a total amount of \$75,000; and APPROVE a three-year contract with Granicus, Inc., to provide maintenance for City Council Meeting Streaming Video, in an amount not to exceed \$13,000 per year, for a total amount of \$39,000. The total aggregate amount for both contracts is \$114,000 for Fiscal Years 2015-16, 2016-17, and 2017-18 - City Clerk's Office (Pamela Christian 620-6513).
- I-20.** APPROVE the minutes of the July 21, July 28, July 31, August 3, and August 5, 2015, meetings - City Clerk's Office (Pamela Christian 620-6513).
- I-21.** APPROVE the contract amendment with Trans Metro Inc. appropriating \$40,000 in grant funds received from the Metropolitan Transportation Commission (MTC), to the Carshare Program located at Atchison Village and Richmond City Hall - City Manager's Office (Bill Lindsay/Lori Reese-Brown 620-6512).
- I-22.** APPROVE contracts with California State Board of Equalization to administer and collect Utility User Tax (UT) pursuant to the Local Prepaid Mobile Telephone Services Collection Act (AB 1717), and with MuniServices, LLC, to perform certain compliance and protective services - Finance Department (Belinda Warner/Antonio Banuelos 620-6741).



**I-23.** AUTHORIZE Councilmember Bates to lead a delegation of Richmond City officials, including Councilmember Eduardo Martinez and Port Officials Jim Matzorkis and Lucy Zhou, to Zhoushan, China to attend the first annual International Island Tourism Conference, and to attend meetings in Xian, Shanghai, and Qingdao - City Manager's Office (Bill Lindsay 620-6512).

**J. RESOLUTIONS**

**J-1.** RECEIVE a presentation, and ADOPT a resolution approving the South Richmond Transportation Connectivity Plan - Planning and Building Services Department (Richard Mitchell 307-8159).

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

**L. 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.*