



Community Services Building  
440 Civic Center Plaza  
Richmond, CA 94804

## AGENDA

**Tuesday, January 12, 2016**

*Link to City Council Agendas/Packets*

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### **Mayor**

Thomas K. Butt

### **Vice Mayor**

Jael Myrick

### **Councilmembers**

Nathaniel Bates

Jovanka Beckles

Eduardo Martinez

Gayle McLaughlin

Vinay Pimplé

### **Housing Authority Tenant Commissioners**

Two vacancies

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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**

**Local Reuse Authority**

**Parking Authority**

**Surplus Property 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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## 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. ADOPT a resolution to accept and appropriate \$150,000 in grant funding from the Department of Justice, Office of Justice Programs Bureau of Justice Assistance, awarded to the Richmond Police Department for the purchase of body-worn cameras and equipment and allow a \$150,000 in-kind match - Police Department (Interim Chief Allwyn Brown 621-1802).
  - H-2. APPROVE the purchase of twenty-five (25) TYR ballistic load bearing vests and accessories from Atlantic Diving Supply, Inc. in an amount not to exceed \$75,000 - Police Department (Interim Chief Allwyn Brown 621-1802).
  - H-3. APPROVE a police services agreement with Contra Costa County for the Richmond Police Department to provide monitoring of AB109 probationers and parolees from July 1, 2015 through June 30, 2016; and ACCEPT and APPROPRIATE \$130,500 in AB109 realignment funds from Contra Costa County - Police Department (Interim Chief Allwyn Brown 621-1802).
  - H-4. APPROVE a contract with Yannet Torres, DBA Cardio Dance Studio, to provide Zumba Gold Classes at the Richmond Senior Center for a three year contract term effective January 1, 2016 ending on December 31, 2018 in an amount not to exceed \$16,000 - Recreation Department (Devone Boggan 620-6950).
  - H-5. ACCEPT and APPROPRIATE \$15,000 in grant funds from the San Francisco Foundation to support the U.S. Department of Commerce Economic Development Administration (EDA) City of Richmond Revolving Loan Fund Grant Program - City Manager's Office (Bill Lindsay/Janet Johnson 307-8131).

- H-6.** APPROVE a sole source maintenance agreement with Kronos, Inc. for payroll and personnel management software utilized in the Fire Department in an amount not to exceed \$21,193.26 over a three-year period ending December 31, 2018 - Fire Department (Chief Adrian Sheppard 307-8041).
- H-7.** APPROVE a sole source contract with Ward Diesel Filter Systems for the purchase and installation of 16 "NO SMOKE" diesel exhaust removal systems to be installed on all of the Fire Department's emergency response apparatus. The purchases and installations will occur over the three-year contract period ending October 31, 2018, at a cost not to exceed \$153,108.33 - Fire Department (Chief Adrian Sheppard 307-8041).
- H-8.** APPROVE a contract with Fleetwash, Inc. for mobile car washing services for the police department fleet from January 1, 2016 to June 30, 2016, in an amount not to exceed \$14,000 - Police Department (Interim Chief Allwyn Brown 621-1802).
- H-9.** ADOPT an ordinance (second reading) amending Chapter 7.102 of the Richmond Municipal Code relating to medical marijuana collectives, cultivation, manufacturing and distribution of edible medical marijuana-infused products; and ban on mobile marijuana dispensaries and mobile deliveries, reserving the City's right, as required under three new state laws, to regulate all medical marijuana operations and businesses, rather than give the State the authority to permit and regulate a variety of marijuana businesses within the City - Police Department (Interim Chief Allwyn Brown 621-1802) and City Attorney's Office (Bruce Reed Goodmiller 620-6509).
- H-10.** ADOPT an ordinance (second reading) establishing the wages, salary, and compensation for the new classification of Lead Police Records Specialist (Salary Range No. 046: \$4,940 - \$5,873/month) - Human Resources Management Department (Lisa Stephenson 620-6600).
- H-11.** APPROVE a contract with Keyser Marston Associates, to assist in additional tasks related to the Affordable Housing Nexus Study, in an amount not to exceed \$33,000 - Planning & Building Services Department (Richard Mitchell 620-6706).
- H-12.** APPROVE actions to update the Housing Advisory Commission: APPOINT Virgil Weekes, New Appointment, Seat #4, Term Expiring November 1, 2017; ACKNOWLEDGE the resignation of Barbara Sutton who was serving on seat #1 for a term ending November 1, 2017; DECLARE vacant Seat #1 of the Richmond Housing Advisory Commission and DIRECT the City Clerk to post the vacancy - Mayor Tom butt (620-6503).
- H-13.** APPROVE actions to update the Urban Forest Advisory Committee: APPOINT Stewart Winchester, New Appointment, Seat #8, Term Expiring November 17, 2018 - Mayor Tom Butt (620-6503).

**H-14.** APPROVE actions to update the Human Rights Human Relations Commission: APPOINT Ada Recinos, New Appointment, Seat #8, Term Expiring March 30, 2018 - Mayor Tom Butt (620-6503).

**H-15.** ACKNOWLEDGE receipt of the City of Richmond's Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2015, and DIRECT staff to prepare a presentation on the CAFR for the study session on January 26, 2016 - Finance Department (Belinda Warner/Nena Gapasin 620-6596).

**I. ITEMS CONTINUED FROM PREVIOUS MEETINGS**

**I-1.** APPROVE the second amendment to the agreement with The Permanente Medical Group, Inc. for legally required annual physical examinations, tests and immunizations of the Fire Department's Hazmat personnel, which extends the original contract period through December 31, 2018, modifies the service plan, and increases the payment limit by \$120,000 to a total of \$205,000 - Fire Department (Chief Adrian Sheppard 307-8041). This item was continued from the December 15, 2015, meeting.

**J. PUBLIC HEARINGS**

**J-1.** RATIFY and APPROVE a Settlement Agreement in Affordable Housing Land Consultants LLC v. City Of Richmond modifying certain conditions imposed pursuant to a Conditional Use Permit for construction of a 155-Unit housing development at 5620 Central Avenue - City Attorney's Office (Bruce Goodmiller 620-6509/Rachel Sommovilla 620-6506).

**J-2.** CONTINUED to February 2, 2016 - (1) CONSIDER the appeal of the Design Review Permit (PLN14-211) filed by the Richmond Residents for Responsible Development for the construction of the Hilltop Apartments mixed-use development project located at the northwest corner of Hilltop Mall Road and Garrity Way (APN: 558-312-002); and (2) REAFFIRM, MODIFY or REVERSE the Design Review Board's decision to approve the Design Review Permit - Planning and Building Services Department (Richard Mitchell 620-6706).

**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.*