



Community Services Building
440 Civic Center Plaza
Richmond, CA 94804

AGENDA
Tuesday, July 11, 2017

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Mayor
Thomas K. Butt

Vice Mayor
Jovanka Beckles

Councilmembers

Ben Choi
Eduardo Martinez
Gayle McLaughlin
Jael Myrick
Melvin Willis

Housing Authority Tenant Commissioners

Jaycine Scott
Tanise Smith

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 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).

SPECIAL 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 MANAGER**
- F. OPEN FORUM FOR PUBLIC COMMENT**
- G. CITY COUNCIL CONSENT CALENDAR**

- G-1.** APPROVE a one-year contract amendment with Kronos Inc. for maintenance of the TeleStaff automated scheduling system, increasing the amount by \$15,000 to a total not to exceed \$44,000, and extending the term to June 30, 2018 - Police Department (Chief Allwyn Brown 621-1802).
- G-2.** AUTHORIZE the Richmond Police Department to participate in the State of California rental vehicle program for the purpose of securing indistinguishable automobiles for police use with Enterprise Holdings Incorporated in an amount not to exceed \$120,000 from July 1, 2017 to June 30, 2018 - Police Department (Chief Allwyn Brown 621-1802).
- G-3.** APPROVE a one-year contract amendment with Fleetwash Inc. for mobile car washing services for the Police Department automobile fleet, increasing the amount by \$11,000 to a total not to exceed \$40,000, and extending the term to June 30, 2018 - Police Department (Chief Allwyn Brown 621-1802).
- G-4.** APPROVE a one-year amendment to the sole-source contract with Network Fleet for maintenance of the GPS (global positioning system) hardware that monitors Police Department vehicles, increasing the amount by \$20,160 for a total non to exceed amount of \$40,320, and extending the term to June 30, 2018 - Police Department (Chief Allwyn Brown 621-1802).
- G-5.** APPROVE a sole-source agreement with the Contra Costa County District Attorney's Office for the dedicated services of a deputy district attorney to work out of Richmond police headquarters, exclusively assigned as Richmond's Community-Based Prosecutor, at a cost not to exceed \$200,000, from July 1, 2017 through June 30, 2018 - Police Department (Chief Allwyn Brown 621-1802).

- G-6.** APPROVE a Memorandum of Understanding (MOU) with the Richmond Police Activities League (RPAL) to subsidize RPAL programs, to continue academic, athletic, and life-skills services offered by RPAL for the period July 11, 2017 - June 30, 2019, in an amount not to exceed \$600,000 (\$300,000 annually for two years) - Police Department (Chief Allwyn Brown 621-1802).
- G-7.** ADOPT a resolution authorizing the City Manager and Police Chief to execute reoccurring contracts for fiscal years 2017-2018 and 2018-2019 with Contra Costa County and the State of California at an aggregate annual amount of \$673,000. The execution of these contracts shall not exceed the limits as set forth: Services contracted with Contra Costa County include the following: California Law Enforcement Telecommunications System (CLETS) -\$10,000; California Identification Division (CAL ID) - \$135,000; Automated Regional Information Exchange System (ARIES) - \$45,000; All County Criminal Justice Information System (ACCCJIN) - \$20,000; Martinez Detention Facility intake fees - \$30,000; alcohol/toxic drug and crime scene evidence analysis - \$350,000; Sexual Assault Response Team (SART) examinations - \$40,000; annual jail inspection and audit - \$18,000; Coroner & Gunshot Residue (GSR) examination and analysis - \$10,000; out of state inmate extradition - \$4,000. The State of California contracted service includes all Live Scan fingerprinting - \$11,000 - Police Department (Chief Allwyn Brown 621-18012).
- G-8.** APPROVE a two year, sole-source contract with Motorrad LLC to provide ongoing maintenance and repairs on police BMW motorcycles, at a cost not to exceed \$40,000 (\$20,000 per year) from July 1, 2017 to June 30, 2019 - Police Department (Chief Allwyn Brown 621-1802).
- G-9.** ADOPT a resolution authorizing the City Manager to execute an agreement for the provision of communication services by the City of Richmond to the City of El Cerrito from July 1, 2017 to June 30, 2022, with revenue to the City of Richmond as follows: \$760,456 in FY 2017-18, \$798,479 in FY2018-19, \$838,403 in FY2019-20, \$880,323 in FY2020-21, and \$924,339 in FY2021-22 - Police Department (Chief Allwyn Brown 621-1802).
- G-10.** RECEIVE a report on the Richmond Municipal Sewer District for the month of May 2017 – Water Resource Recovery Department (Ryan Smith 620-5486).
- G-11.** ADOPT a resolution to amend the Port of Richmond Tariff FMC No. 3 reflecting a 2.5% increase in tariff rates as approved by the Executive Committee of the California Association of Port Authorities (CAPA) - Port Department (Jim Matzorkis 215-4600).
- G-12.** APPROVE a professional services agreement with Highland Consulting Group (Robert Stevens, Engineer) for engineering and program management services at the Port of Richmond to support the closeout of capital improvement projects in an amount not to exceed \$195,000 and for a term ending June 30, 2018 - Port Department (Jim Matzorkis 215-4600).

- G-13.** ADOPT a resolution renewing and continuing the local emergency on Rifle Range Road due to landslide damage, which was first adopted by the City Council on March 7, 2017 - Engineering and Capital Improvement Projects Department (Yader Bermudez 620-5478).
- G-14.** ADOPT a resolution renewing and continuing the local emergency on Via Verdi due to landslide damage, which was first adopted by the City Council on February 28, 2017 - Engineering and Capital Improvement Projects Department (Yader Bermudez 620-5478).
- G-15.** APPROVE an agreement with the County of Contra Costa for real property right of way services necessary for the construction of the Interstate 80/Central Avenue Interchange Improvements Project, Phase 2, in an amount not to exceed \$50,000.00 - Engineering and Capital Improvement Projects Department (Yader A. Bermudez 774-6300).
- G-16.** APPROVE a professional services agreement with Nichols Consulting Engineers, Chtd., to design the Yellow Brick Road project for an amount not to exceed \$795,697.58 - Engineering and Capital Improvement Projects Department (Yader Bermudez 620-5478/TawficHalaby 621-1612).
- G-17.** APPROVE a two-year contract, with two one-year extension options, with Golden Gate Petroleum to deliver bulk oil and lubricants to the Equipment Services Division in an amount not to exceed \$60,000 per fiscal year - Department of Infrastructure Maintenance and Operations (Tim Higare 231-3008).
- G-18.** APPROVE an emergency purchase of a rapid flashing crosswalk beacon from Lake Traffic Solutions to replace the non-functioning flashing beacon at 7th Street and Lucas Avenue in an amount not to exceed \$11,882.94 - Department of Infrastructure Maintenance and Operations (Tim Higare 231-3008).
- G-19.** APPROVE a contract with Willdan Financial Services to continue drafting a service plan and fiscal analysis for the proposed annexation of unincorporated North Richmond to the City of Richmond in the amount not to exceed \$39,000 for contract term from April 1, 2017 to June 30, 2018 – City Manager’s Office (Bill Lindsay 620-6512).
- G-20.** APPROVE a contract amendment (No. 1) with TRB + Associates to provide on-call building plan check and inspection services, increasing the amount of the contract by \$500,000 for a total amount not to exceed \$1,250,000, and maintaining the existing term to December 31, 2018 - Planning and Building Services Department (Richard Mitchell 620-6706).

- G-21.** APPROVE a contract amendment (No. 2) with AMEC Foster Wheeler Environment and Infrastructure, Inc., increasing the contract by \$154,950, for a total contract amount not to exceed \$359,950, and maintaining the contract term to December 31, 2018, to assist with the preparation and submittal of documentation and data to the San Francisco Bay Regional Water Quality Control Board to modify the existing Order for the Terminal One site to align it with the residential project approved by the City Council. Additional cost will be paid using clean-up funds as outlined in the settlement agreement with the previous industrial occupants of the property - Planning and Building Services Department (Richard Mitchell 620-6706).
- G-22.** ADOPT a resolution amending the City of Richmond's Position Classification Plan to revise and re-title the flexibly-staffed classification of Source Control Inspector I/II/III to Environmental Compliance Inspector and Senior Environmental Compliance Inspector - Human Resources Management Services Department (Lisa Stephenson/Donna Newton 620-6600).
- G-23.** INTRODUCE an ordinance (first reading) amending the wages, salary, and compensation for the new classifications of Environmental Compliance Inspector (Salary Range No. 52G \$6,287 - \$7,610/month) and Senior Environmental Compliance Inspector (Salary Range No. 128 \$7,090 - \$8,577). This item is the re-titling of two existing classifications - Human Resources Management Services Department - Lisa Stephenson/Donna Newton 620-6600).
- G-24.** ADOPT a resolution to amend the City of Richmond's Position Classification Plan to revise and re-title the classification of Source Control Superintendent to Environmental Services Manager - Human Resources Management Services Department (Lisa Stephenson/Donna Newton 620-6600).
- G-25.** INTRODUCE an ordinance (first reading) establishing the wages, salary, and compensation for the new classification of Environmental Services Manager Salary Range No. 071B \$10,322 - \$12,547/month). This item is a re-titling of an existing classification - Human Resources Management Department (Lisa Stephenson/Donna Newton 620-6600).
- G-26.** ADOPT a resolution amending the City of Richmond's Position Classification Plan to add the new classification of Director of Water Resource Recovery Department - Human Resources Management Services Department (Lisa Stephenson/Donna Newton 620-6600).
- G-27.** INTRODUCE an ordinance (first reading) establishing wages, salary, and compensation for the new classification of Director of Water Resource Recovery (Salary Range 3.1: \$9,024 - \$14,364) - Human Resources Management Services Department (Lisa Stephenson/Donna Newton 620-6600).

- G-28.** APPROVE the recommendation of the City Council to provide a compensation adjustment to the City Clerk. Effective March 2, 2017, the City Clerk's monthly salary will be \$9,171/month (an 8.0% increase) - Human Resources Management Services Department (Lisa Stephenson 620-6600).
- G-29.** INTRODUCE an ordinance (first reading) establishing (1) the Fiscal Year 2016-17 and Fiscal Year 2017-18 Residential Rental Housing Fees in the amounts of \$47 per unit and \$98 per unit, respectfully in the Master Fee Schedule; (2) a late penalty of 10% of the Residential Rental Housing Fee ('Fee') for Residential Rental Housing Fees paid 1-30 days late, 25% of the Fee for those paid 31-60 days late, and 50% of the Fee for those paid over 60 days late; and (3) allowance of liens to be placed on properties owned by Landlords who have failed to pay the Residential Rental Housing Fee; and CONSIDER a pass-through of 50% of the Residential Rental Housing Fee, that may be charged to the Tenant in excess of the Maximum Allowable Rent (Bill Lindsay 620-6512).
- G-30.** APPROVE the minutes of the May 23 and June 6, 2017, regular meeting of the Richmond City Council - City Clerk's Office (Pamela Christian 620-6513).
- G-31.** APPROVE an amendment to the Utility Management System contract, modifying the scope of work, and increasing the payment limit by \$7,246.40 for a not to exceed amount of \$37,246.40 - Department of Infrastructure Maintenance and Operations (Tim Higaes 620-6508).

H. PUBLIC HEARINGS

- H-1.** ADOPT a resolution renewing the Downtown Richmond Property and Business Improvement District (DRPBID), approving the assessment formula, and levying the assessments - City Manager's Office (Bill Lindsay/Janet L. Johnson 620-6512).
- H-2.** ADOPT a resolution authorizing the City of Richmond to levy special assessments against certain properties having unpaid invoices related to administrative citations, nuisance abatement costs, and foreclosure ordinance fines pursuant to Richmond Municipal Code chapters 9.22 and 2.63 - Department of Infrastructure and Maintenance Operations - (Tim Higaes 620-6508).
- H-3.** **CONTINUED to July 18, 2017**, the matter to adopt a resolution upholding the appeal by T-Mobile of the Planning Commission approval of a Conditional Use Permit modification (CU96-11) and modifying certain conditions - Planning and Building Services Department (Richard Mitchell 307-8159). **This item was continued from the June 20, 2017, meeting.**

I. ORDINANCES

I-1. INTRODUCE an ordinance (first reading) adding chapter 12.62 of Article XII to the Richmond Municipal Code, establishing a One-Percent for Public Art on Private Projects Program, requiring commercial developments of \$500,000 or more, and residential developments of ten (10) units or more, to provide on-site public art, or a payment into an in-lieu fund to be used for public art projects - Library and Cultural Services Department (Katy Curl 620-6554).

I-2. INTRODUCE an ordinance (first reading) amending the City's Minimum Wage Ordinance (RMC Chapter 7.108) to eliminate certain exemptions and to accelerate the transition period, providing for a minimum wage of \$13.41 on January 1, 2018, and \$15.00 per hour on January 2, 2019 - City Manager's Office (Bill Lindsay 620-6512).

J. COUNCIL AS A WHOLE

J-1. RECEIVE a presentation from Willdan Financial Services regarding the draft fiscal analysis and service plan study on the feasibility of annexing the unincorporated area of North Richmond to the City of Richmond- City Manager's Office (Bill Lindsay/LaShonda White 620-6512).

J-2. APPROVE a contract with Maze and Associates to provide annual audit services to the City and its related entities for FY 2016-17, 2017-2018 and FY 2018-19 for amounts not to exceed \$350,310, \$360,819 and \$371,644 respectively, for the three-year engagement - Finance Department (Belinda Warner/Tony Taplin 621-1320).

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

L. 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.