

AGENDA ITEM REQUEST FORM

Department: Rent Program

Department Head: Nicolas Traylor

Phone: 620-6564

Meeting Date: April 17, 2024

Final Decision Date Deadline: April 17, 2024

STATEMENT OF THE ISSUE: A Mural, depicting portions of language from the Richmond Rent Program and artistic renderings of housing situations often seen in Richmond, is unrecognized and deteriorating.

INDICATE APPROPRIATE BODY

- | | | | | |
|---|---|--|--|---|
| <input type="checkbox"/> City Council | <input type="checkbox"/> Redevelopment Agency | <input type="checkbox"/> Housing Authority | <input type="checkbox"/> Surplus Property Authority | <input type="checkbox"/> Joint Powers Financing Authority |
| <input type="checkbox"/> Finance Standing Committee | <input type="checkbox"/> Public Safety Public Services Standing Committee | <input type="checkbox"/> Local Reuse Authority | <input checked="" type="checkbox"/> Other: <u>Rent Board</u> | |

ITEM

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|---|--|---------------------------------|
| <input type="checkbox"/> Presentation/Proclamation/Commendation (3-Minute Time Limit) | | |
| <input type="checkbox"/> Public Hearing | <input type="checkbox"/> Regulation | <input type="checkbox"/> Other: |
| <input type="checkbox"/> Contract/Agreement | <input checked="" type="checkbox"/> Rent Board As Whole | |
| <input type="checkbox"/> Grant Application/Acceptance | <input type="checkbox"/> Claims Filed Against City of Richmond | |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Video/PowerPoint Presentation (contact KCRT @ 620.6759) | |

RECOMMENDED ACTION: ESTABLISH an Ad-Hoc Committee to: (1) Communicate with the Richmond Public Arts Committee concerning the preservation of the Mural, (2) Monitor the progress to Recognize, Restore and Preserve the Rent Program Mural (Mural), and (3) Report back to the entire Rent Board on a quarterly basis - (Nicolas Traylor, 510-620-6564).

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J-1.

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AGENDA REPORT

DATE: April 17, 2024
TO: Chair Cantor and Members of the Richmond Rent Board
FROM: Elaine Dockens, Member Richmond Rent Board
SUBJECT: Rent Program Public Art Mural at nexus of Ohio St and 23rd St

STATEMENT OF THE ISSUE:

A Mural, depicting portions of language from the Richmond Rent Program and artistic renderings of housing situations often seen in Richmond, is unrecognized and deteriorating.

RECOMMENDED ACTION:

Establish an Ad-Hoc Committee to:

- (1) Communicate with the Richmond Public Arts Committee concerning the preservation of the Mural,
- (2) Monitor the progress to Recognize, Restore and Preserve the Rent Program Mural (Mural), and
- (3) Report back to the entire Rent Board on a quarterly basis.

FISCAL IMPACT:

To Be Determined.

DISCUSSION:

Background – Community expression to honor the Voter Initiative
The Mural was created by:

- Staying Power Fellowship a Project of ACCE
- RYSE
- Safe Return Project
- The Hass Institute for a Fair and Inclusive Society
- Many Richmond Residents

Purpose – Recognize, Restore and Preserve

The Ad Hoc Committee will be the official communication channel between the Rent Board and the Committee on Public Art (CPA) regarding the Mural.

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- (a) The Ad Hoc Committee will consist of no more than 2 Board Members.
- (b) Committee members will either be appointed by the Chair, on behalf of the entire Board, or chosen by vote of the entire Board.
- (c) The Ad Hoc Committee will seek advice from Executive Director regarding any correspondence or agreements with the CPA.
- (d) The Committee will make quarterly reports to the Richmond Rent Board at Regular Meetings describing progress to date, with the first report due one month after establishment and quarterly thereafter.

Please note the following in the Thursday April 11, 2024, RACC/PACC Regular Meeting Agenda (Attachment 3):

- Currently, all Richmond Arts and Culture Commissioners (RACC) also serve as **Public Art Advisory Committee** (PAAC) members.
- The Public Art Advisory Committee (PAAC) is a subcommittee of a maximum of 7 RACC members. It meets every second Thursday at 7:00 p.m.

Link to the Thursday, April 11, 2024, RACC/PACC Regular Meeting Agenda:

<https://www.ci.richmond.ca.us/ArchiveCenter/ViewFile/Item/13800>

Proposed Timeline

- April 2024, contact the Committee on Public Art.
- First report to the Board, May 2024 Regular Meeting, quarterly thereafter
- Disband Ad Hoc Committee with Final Report at March 2026 Regular Meeting or when Committee members determine the purpose has been achieved.
- NOTE: It is anticipated that the City of Richmond will host a Ten-Year Commemoration of the signing of the Ordinance in February 2026.

Next Steps

- (1) RECEIVE the Agenda Report regarding the restoration and preservation of the Rent Program Mural
- (2) DISCUSS the pros and cons of the Agenda Report
- (3) VOTE by the Board on the Recommended Action

If the Ad Hoc Committee is Approved by the Board,

- (4) Clerk will call the names of the Ad Hoc Committee Members
- (5) Members assigned to the Ad Hoc Committee will accept the assignment by a Yes or No verbal response when their name is called
- (6) Ad Hoc Committee Members will hold first meeting within next 14 calendar days via any method they choose and plan to
 - (a) Contact CPA Staff Liaison Winifred Day, Arts and Culture Manager (510) 620-6952 or other responsible person to determine best way to initiate Recommended Action
 - (b) plan to attend RACC/PAAC meeting on May 9, 2024.
 - (c) submit first report to the Rent Board at May 2024 Regular Meeting

DOCUMENTS ATTACHED:

Attachment 1 – City of Richmond Boards, Commissions and Committees Handbook, pages 5-6, Establishment of Ad Hoc Committees.

Attachment 2 – Photos of the Mural

Attachment 3 – Thursday, April 11, 2024, RACC/PACC Regular Meeting Agenda

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BOARD, COMMISSION AND COMMITTEE FUNCTIONS

The activities of boards, commissions and committees are varied but generally fall into four categories (Appendix A). Any particular board, commission or committee may belong to one or more of the types listed below and all boards, commissions and committees belong to the third type, advisory to the council. **If a conflict arises between any provision in the Boards, Commission and Committees Handbook and a board, commission, and committee adopted ordinance, the provision in the perspective ordinance prevails and overrules any other provision.**

Quasi-Judicial

Boards, commissions and committees with authority to make binding decisions that require or restrict the action of individuals are deemed quasi-judicial. For example, the Design Review Board functions as the decision-making body for the design of new development projects and most exterior changes to existing buildings. The Design Review Board also acts as an advisory body to the Planning Commission in cases also involving a land use decision. The Planning Commission acts as an advisory body to the City Council on all planning and development policy issues and is charged with the preparation, maintenance, and implementation of the city's General Plan. The Rent Board establishes base rents, makes adjustments to rents and conducts hearings. Actions of the Rent Board are not appealable to the City Council.

However, actions made by the Design Review Board and Planning Commission may be appealed to the City Council, if the appeal is filed with the city clerk within 10 business days of the board, commission, or committee's action.

Advisory to the City Manager

The Personnel Board conducts hearings on employee grievances for employees in classified service, reviews all proposed changes, additions or eliminations in the personnel rules that may be presented to the City Council, and advises the city manager, on all policies regarding personnel administration. Similarly, the Community Police Review Commission investigates complaints against police officers and advises the city manager and the chief of police of its findings.

Advisory to the Council

All boards, commissions, and committees advise the City Council concerning policies and programs. For example, the Commission on Aging advises the City Council on the needs of senior citizens. The Historic Preservation Commission advises or provides recommendations to the City Council on preserving historic sites but also exercises some quasi-judicial powers where historic resources are involved.

Ad Hoc Committees

Ad hoc or "temporary" committees are treated differently under the Brown Act (see the *Meeting Basics* section for an explanation of the Brown Act). *Ad hoc* committees are *not* subject to the notice and posting requirements of the Brown Act *so long as* the committee:

1. Consists of less than the number of members which would constitute a quorum;
2. Has a defined purpose and a time frame to accomplish that purpose; and
3. Is advisory, *i.e.*, the committee has not been delegated any decision making power and will be

returning to the full board with its recommendation. See, *Joiner v. City of Sepastopol* (1981) 125 Cal App. 3d 799. *Ad hoc* committee

Ad hoc committees are commonly used in city government. For example, the chair of a city board/ commission or the board/commission as a whole might choose to appoint three or fewer commissioners (depending upon the size and quorum of the board/commission) to evaluate and report on a particular issue or subject relevant to that board/commission. Once that *ad hoc* committee has completed its work, the *ad hoc* committee is then disbanded.

Establishing Ad Hoc Committees

Members of *ad hoc* committees designed to be advisory to the board/commission may be appointed by the chair, on behalf of the entire board/commission or by an action of the entire board/commission, depending upon the rules under which the board/commission operates. Although, as noted above, the *ad hoc* committee itself is not subject to the Brown Act, but if the board/commission desires to create an *ad hoc* committee, the action to create the *ad hoc* committee must be done at a publicly noticed meeting under the Brown Act and the item placed on an agenda for that purpose.

ROLES

The mayor's role [per City of Richmond Charter, Article III-A, Sec. 2(c)] is as follows:

- The mayor shall have the authority at any regularly scheduled meeting of the City Council to make appointments to or removals from all city boards, commissions, and committees with the concurrence of a least three (3) other members of the Council.

The City Council's roles are as follows:

- Make policy.
- Direct city manager to carry out policy.
- Solicit input from boards, commissions or committees on issues in its various functional areas unless there are legal or time constraints.

The Boards', Commissions', or Committees' roles are as follows:

- Advise the Council on policies that assist the Council in carrying out its responsibilities.
- Provide citizen input by being positive representatives of a board, commission, committee, and the community.
- Committees may differ in their duties and responsibilities. Many are solely and entirely advisory to the elected body.

The City Council Liaison's role (an appointed councilmember) is as follows:

- Serve as a conduit between the board or commission and the City Council.

The Technical Staff's role (a department head) is as follows:

- Research and investigate issues, prepare alternatives and recommendations for review by the applicable board, commission, committee, and/or the Council, and implement the Council's policy decisions.

The Staff Liaison's roles are as follows:

- Provide administrative support to the boards, commissions or committees under the guidance of the department head (and ultimately, the city manager), including preparing agendas and meeting minutes and ensuring both are posted on the City's website in a timely manner.

The Advisory Role

Ad hoc committees are formed for a specific purpose and dissolve after completing their mission.







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FAIR CHANCE HOUSING

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1. DENIAL CANNOT BE BASED ON CONVICTION HISTORY WITHOUT A VALID CAUSE
 2. RENTAL APPLICATIONS CANNOT ASK ABOUT PRIOR CONVICTIONS
 3. CONVICTION HISTORY CAN BE REQUESTED ONLY AFTER A CONDITIONAL LEASE AGREEMENT HAS BEEN OFFERED
 4. LANDLORDS MUST MAINTAIN RECORDS FOR APPROVALS/DENIALS FOR 3 YEARS
 5. YOU HAVE 14 DAYS TO APPEAL DENIALS BASED ON PRIOR CONVICTIONS
 6. THIS APPLIES TO ALL PUBLIC LOW-INCOME AND AFFORDABLE HOUSING

ACCESO JUSTO A LA VIVIENDA

6. THIS APPLIES TO ALL PUBLIC LOW-INCOME AND AFFORDABLE HOUSING

ACCESO JUSTO A LA VIVIENDA

1. POR CONDENAS SIN UNA CAUSA VÁLIDA, NO SE PUEDE NEGAR VIVIENDA
2. LAS SOLICITUDES DE ALQUILER, NO PUEDEN PREGUNTAR POR CONDENAS
3. LA HISTORIA DE CONDENAS SOLO SE PUEDE SOLICITAR, UNA VEZ, DESPUÉS DE HABER SIDO APROBADO EL CONTRATO DE ARRENDAMIENTO CONDICIONAL
4. LOS PROPIETARIOS DEBEN MANTENER REGISTROS DE





RACC/PAAC REGULAR MEETING

Thursday, April 11, 2024, 7:00p.m. – 9:00 p.m. In Person Meeting
Location: 450 Civic Center Plaza, Richmond Rm 1st Floor Conference Room
Masks are highly encouraged.

<u>RACC Chair</u>	<u>RACC Vice-Chair</u>	<u>Council Liaison</u>	<u>Staff</u>
Lynson Beaulieu	Kaelen Van Cura	Soheila Bana	Winifred Day Tony Tamayo Shane Johnson

RACC/PAAC Members:

Phillip Mehas, Ted Bell, Carole Porter, Arleide Santos, Virginia Jourdan, Sandra Richmond, Tobin Richmond (Currently all, Richmond Arts and Culture Commissioners (RACC) also serve as Public Art Advisory Committee (PAAC) members)

- I. **WELCOME/CALL TO ORDER/ ROLL CALL (Chair Beaulieu)** 7:00 p.m.
- II. **ACTION ITEMS:** 7:03 p.m.
 - a. **APPROVE April 11, 2024 RACC/PAAC Meeting Agenda**
 - b. **APPROVE March 14, 2024 RACC/PAAC Meeting Minutes**
- III. **PUBLIC COMMENTS** 7:06 p.m.

Individuals who would like to address the Richmond Arts and Culture Commission (RACC) on relevant matters not listed on the agenda may do so under Public Comment. Public comments cannot result in discussion/action at this meeting.
- IV. **National Poetry Month Poet Laureate Reading – Stephen Sharpe** 7:08 p.m.
- V. **INFORMATION/ACTION ITEMS** 7:15 p.m.
 - a. “Love Your Block” mural grant project concept design approval
- VI. **RACC PROJECTS and PUBLIC ART Staff Report/Updates** 7:30 p.m.
 - a. Allen Brothers Public Art Projects – Mural and Mosaic Tile RFQ/RFP
 - b. Arts District Master Planning Consultant RFQ/RFP
 - c. NPA Mini Grant RFP
- VI. **Discussion Items (5 minutes each)** 8:00 p.m.
 - a. Ad-Hoc Committee Memorial Public Art Project Policies (Porter)
 - b. NPA Mini Grant Mentor Incentive Program (Bell)

- c. Procedure for RACC contributions to Arts and Culture Community activities
i.e. Juneteenth, Cinco de Mayo, etc. (S. Johnson)
- d. Social Media Ads. Services and Budget Proposal Update (A. Santos)
- f. Art Banner Program Procedures – needs Ad Hoc Committee (Day)

VII. Mayors' Office, City Council Liaison Reports **8:40 p.m.**
a. Betty Soskin Reid Play Proposal FY 25-26 (Bana)

VIII. RACC Member Community Sharing **8:45 p.m.**

ADJOURNMENT until May 9, 2024 **9:00 p.m.**

Attachments:

1. RACC March 14, 2024 Meeting Minutes

<https://www.ci.richmond.ca.us/DocumentCenter/View/68801/RACC-Minutes-031424---FINAL-with-redline-changes>

Please encourage artists to register for the Artist Database using this link:

<https://www.ci.richmond.ca.us/FormCenter/Arts-Culture-Division-20/City-of-Richmond-Artist-Database-149>

Please submit a boards/commissions application for consideration to:

cityclerkdept@ci.richmond.ca.us

Link to

application: <https://www.ci.richmond.ca.us/DocumentCenter/View/2641/BOARD-OR-COMMISSION-APPLICATION-FORM-fillable>