



# AGENDA REPORT

Community Development

<b>DATE:</b>	July 26, 2022
<b>TO:</b>	Mayor Butt and Members of the City Council
<b>FROM:</b>	Lina Velasco, Director of Community Development Nicole A. Heath, Supervising Accidental Release Prevention Engineer, Contra Costa Health Services (CCHS)
<b>Subject:</b>	Richmond Industrial Safety Ordinance 2021 Annual Report by Contra Costa Health Services
<b>FINANCIAL IMPACT:</b>	There is no fiscal impact to the General Fund related to receiving this report.
<b>PREVIOUS COUNCIL ACTION:</b>	None
<b>STATEMENT OF THE ISSUE:</b>	Pursuant to Richmond Municipal Code (RMC) Section 6.43.160, Contra Costa Health Services (CCHS) shall provide an annual performance review and evaluation of the previous year's activities related to the Richmond Industrial Safety Ordinance. CCHS will present the 2021 Annual Report.
<b>RECOMMENDED ACTION:</b>	RECEIVE a presentation by Contra Costa Health Services of the 2021 Annual Richmond Industrial Safety Ordinance report pursuant to Richmond Municipal Code Section 6.43.160 – Community Development (Lina Velasco 620-6841).

## DISCUSSION:

Pursuant to Richmond Municipal Code (RMC) [Section 6.43.160](#), Contra Costa Health Services (CCHS) shall annually review its activities to implement the Richmond

Industrial Safety Ordinance (RISO) and to evaluate the effectiveness of the chapter in achieving its purpose and goals. The RISO specifies that the annual performance evaluation shall be provided to the City Council on or before October 31<sup>st</sup> of each year.

More specifically, RMC Section 6.43.160(b)(1)-(3) specifies that the annual performance review and evaluation shall contain the following:

- (1) A brief description of how Contra Costa Health Services is meeting the requirements of this chapter as follows:
  - (A) Effectiveness of Contra Costa Health Services' program to ensure stationary source compliance with this chapter;
  - (B) Effectiveness of the procedures for records management;
  - (C) Number and type of audits and inspections conducted by Contra Costa Health Services pursuant to this chapter;
  - (D) Number of root cause analyses and/or incident investigations conducted by Contra Costa Health Services;
  - (E) Contra Costa Health Services' process for public participation;
  - (F) Effectiveness of the public information bank, including status of economic accessibility;
  - (G) Effectiveness of the hazardous materials ombudsperson; and
  - (H) Other required program elements necessary to implement and manage this chapter;
- (2) A listing of all stationary sources covered by this chapter, including for each:
  - (A) The status of the stationary sources' safety plan and program;
  - (B) A summary of all stationary source safety plan updates and a listing of where the safety plans are publicly available;
  - (C) The annual accident history report submitted by the stationary source pursuant to [Section 6.43.090\(e\)\(2\)](#) of this chapter;
  - (D) A summary, including the status, of any root cause analyses conducted or being conducted by the stationary source and required by this chapter, including the status of implementation of recommendations;
  - (E) A summary, including the status, of any audits, inspections, root cause analyses and/or incident investigations conducted or being conducted by Contra Costa Health Services pursuant to this chapter, including the status of implementation of recommendations;
  - (F) Description of inherently safer systems implemented by the stationary source;

- (G) Legal enforcement actions initiated by Contra Costa Health Services, including administrative, civil, and criminal actions pursuant to this chapter;
- (H) Process safety indicators reported by the stationary source as required under [Section 6.43.090\(a\)\(13\)\(D\)\(i\)](#) of this chapter;
- (3) Total penalties assessed as a result of enforcement of this chapter;
- (4) Total fees, service charges, and other assessments collected specifically for the support of this chapter;
- (5) Total personnel and personnel years utilized by the jurisdiction to directly implement or administer this chapter;
- (6) Comments from interested parties regarding the effectiveness of the local program that raise public safety issues;
- (7) The impact of this chapter in improving industrial safety.

CCHS staff prepared their annual performance review and evaluation report for calendar year 2021 including facility metrics covering calendar year 2020 and County activities covering fiscal year 2020-2021. Ombudsman activities cover December 2020 through December 2021.

There are two facilities in Richmond covered by the RISO, Chevron Richmond Refinery and Chemtrade.

CCHS will be providing an overview of their annual report at the Richmond City Council meeting.

**DOCUMENTS ATTACHED:**

- Attachment 1 – 2021 Annual RISO Report
- Attachment 2 – City of Richmond Presentation