

**RICHMOND, CALIFORNIA, January 18,
2011**

The Richmond City Council Evening
Open Session was called to order at 6:07 p.m.

ROLL CALL

Present: Councilmembers Bates,
Beckles, Boozé, Rogers, Vice Mayor Ritterman,
and Mayor McLaughlin. **Absent:**
Councilmember Butt arrived at 6:08 p.m.

PUBLIC COMMENT

The city clerk announced that the purpose
of the Evening Open Session was for the City
Council to hear public comments on the
following items to be discussed in Closed
Session:

CITY COUNCIL

**CONFERENCE WITH LEGAL
COUNSEL - EXISTING LITIGATION
(Subdivision [a] of Government Code Section
54956.9): Richards vs. City of Richmond**

There were no public speakers.

The Evening Open Session adjourned to Closed
Session at 6:08 p.m. The Closed Session adjourned at
6:24 p.m.

The Joint Meeting of the Richmond
Community Redevelopment Agency/Richmond City
Council was called to order at 6:35 p.m. by Mayor
McLaughlin who led the Pledge of Allegiance to the
Flag (*See HA RCRA CC 11Jan18*).

ROLL CALL

Present: Councilmembers Bates,
Beckles, Boozé, Butt, Rogers, Vice Mayor
Ritterman, and Mayor McLaughlin. **Absent:**
None.

STATEMENT OF CONFLICT OF INTEREST

Councilmember Butt stated he would recuse
himself on Item M-1 due to a conflict of interest; he
owns property in the area.

OPEN FORUM FOR PUBLIC COMMENT

Leonard Taylor announced that he teaches
individuals to play the classic video games that are
located in Chuck E. Cheese and Scandia.

Naomi Williams welcomed the new
Councilmembers. She also stated that Target was
applying for an off-sell 21 license which would include

hard liquor. Ms. Williams requested that the City Council deny the license. She also requested that the City Council take a look at the smoking ordinance to address multi-housing.

Chuck Carpenter of Contra Costa College announced that there was money for green job training for careers working with Hybrid automobiles.

Frederick Warren expressed his disappointment that the Richmond Public Library discards books as opposed to giving them back to the citizens of Richmond.

Margaret Judkins expressed her disappointment with the West Contra Costa Unified School District regarding school bonds and property taxes imposed on Richmond residents.

Simms Thompson expressed his disappointment that the City of Richmond continuously finds money to amend service contracts while the City of Richmond continues to have poor street lighting issues specifically along Macdonald Avenue.

Cordell White gave comments regarding the drug activity taking place at the skate park on Macdonald Avenue.

Reverend Kenneth Davis expressed his pleasure with the new Council.

Marureen Decombe requested that the City Council continue to look into the air quality issues at the sewage treatment plant in Point Richmond.

Don Gosney stated that that the installation of newly elected officials should be a public event; however, elected leaders need to stay cognizant that the events are hosted and paid for by the citizens of Richmond. He expressed his disappointment with a flyer that was widely distributed from the Richmond Progressive Alliance inviting everyone to the swearing-in as guests of re-elected Mayor Gayle McLaughlin and newly elected City Councilmember Jovanka Beckles. Mr. Gosney stated that since the public paid the price for the event, the elected officials should not try to fool the public into thinking they opened their own pockets to pay for the event. Mr. Gosney stated that since the cost of the event was increase by approximately 300 percent, he has made a formal request to the City of Richmond for the actual costs of the event so that the public could be better informed. He stated that instead of spending money for re-election or election victories, the citizens of Richmond's money could be better spent elsewhere.

Jackie Thompson congratulated the new Councilmembers. She expressed her disappointment that there were no officials from Richmond in attendance at the graduation of Boardmembers and Commissioners hosted by Urban Habitat she attended

on Friday, January 14, 2011. She stated that Richmond should look into recognizing the little people. Ms. Thompson also stated that there was a pot-hole in the handicapped parking stall at Food's Co.

Shelby Chapel urged the City Council to vote against raising the bond cap. She stated that the City Council should invest in people for jobs and higher income.

Eleanor Thompson stated that she hopes the mayor follows through with creating a fund for the youth as she stated in her campaign. She also stated that Councilmember Lopez announced that non-profits could use set-up booths at the festivals free of charge.

Tom Waller gave positive comments regarding the new Council.

Xina (Zina) Lyons gave positive comments regarding the sewer waste water treatment plant in Point Richmond and the improvements that she has noticed.

Xylaia and Xemia Lyons stated that they were happy that they did not smell bad air anymore.

Jeff Lee stated that he attended a class at the Contra Costa County Leadership Academy chaired by Dr. Robert Ogilvie of the Public Health Law and Policy Group. The initial session dealt with the Planning Process in California. Mr. Lee also stated that a State of California document entitled "California Planning Guide" included a section entitled "Community Plans," which may be useful to the City of Richmond.

Texanita Bluitt spoke in regards to the PG&E pipes underground and requested information on where the pipes are located. She also requested information on what plans are in place to trim the violence in the City of Richmond.

Becky Ross thanked Councilmembers Bates and Boozé for their part in helping Chevron connect with the Richmond Courtyard by Marriott Hotel in recommending contractors or business to the hotel. She also thanked the Port of Richmond for recommending the Richmond Courtyard by Marriott Hotel to their out-of-town guests. She requested that the City Council encourage Sun Power to not speak negatively about the City of Richmond or staying in the hotels in the City of Richmond.

Amanda Pruitt introduced Pamela Saucer as the Parks and Recreation Commission liaison. She also expressed her disappointed that Paratransit was not dependable, specifically over the Christmas holiday while the City of Richmond was closed.

AGENDA REVIEW

Removed Items K-2 and K-4 from the Consent Calendar and withdrew Item N-1 from the agenda. Councilmember Beckles requested that the minutes of January 4, 2011, be revised to reflect the following change in Open Forum: Jessica Tovar distributed copies of an article featuring Senior Scientist Greg Karras regarding refining dirtier, heavier crude, and its effect on the environment.

PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

Mayor McLaughlin presented the 2011 Martin Luther King, Jr. Richmond Community Leadership and Service Awards to: Bishop Andre Jackson, Healthy Richmond; Pastor Ulis G. Redic, Healthy Richmond; Pastor Thomas Marc Gandy, Healthy Richmond; Pastor Archie Laviyas, Operation Richmond; Pastor Henry Washington, Operation Richmond; Bishop Edwina Perez-Santiago, Sistah to Sistah New Birth Transformation Center; Father Ramiro Flores, Saint Mark's Church; Dr. Sidney Keys and Mrs. Patrice Keys, L.I.F.E. Project; and Pastor Alvin Bernstine, Foreclosure Crisis. Each recipient gave comments. Cordell Martin, Councilmembers Boozé, Beckles, and Bates gave comments.

The Joint Meeting of the Richmond Community Redevelopment Agency/Richmond City Council recessed at 7:35 p.m. and reconvened at 7:40 p.m.

STATE OF THE CITY ADDRESS

*“State of the City Address 2011
Building a Better Richmond Together”*

*(Presented by Mayor McLaughlin at January 18, 2011,
City Council meeting)*

Mayor McLaughlin began her State of the City Address with a PowerPoint presentation highlighting the following: Developing a vibrant Richmond – one brick at a time; Engineering our way to a safer and healthier infrastructure; Jobs and Economic Development – On the road to economic equity; Violence Prevention - Moving in the Right Direction!; Environmental initiatives –Caring for ourselves and our planet; and Community events -- An empowered community can climb any hill! In conclusion, Mayor McLaughlin gave the following statement: “To conclude my 2011 State of the City Address, I want to stress that while we have accomplished much over the past year, we are living in hard times. Programs are being cut massively on a state level and federal level, with corporations still holding their grip on many government entities. Our national defense budget continues to take the lion’s share of taxpayer money, costing us hundreds of billions of dollars. But that should not in any way hinder us as we look to the future with the highest expectations.

2010 was a challenging year, but it was also clearly a great year! That is because we have looked out for ourselves, and by doing so, we have shown we can make change. We can and must make more change, even in the midst of these difficult times. We must, as Martin Luther King as said: "Use time creatively." Today we are meeting for the first time as the new City Council put into office by the voters. I am excited about what this offers us all. We have the opportunity to show that we can work together respecting each other and respecting the public. It is a new era for Richmond. What we all – City Council, staff, and community – have in common is the will to succeed. We have a challenging journey ahead of us, but with political will and creativity, we must continuously reach for the stars....and help extend our reach further and further.

We are in a transition period, not only in Richmond, but in our society at large. We must continue to speak out against the greed that has defined 20th Century America. It is only by deepening our human connection to one another that we will truly transition into the kind of 21st Century future that each of us deserves.

We need to keep in our minds and in our hearts, in the difficult days ahead, that we are on a collective journey.

We have already made great strides, but that only puts more responsibility on us to continue to make strides. As Dr. King has said "All progress is precarious, and the solution of one problem brings us face to face with another problem."

So let's face our problems with courage and determination, knowing we have come so very far on this journey to social, environmental, and economic justice and equity -- and knowing also that we will never be turned back!

So thank you, City Council, City Staff, and Richmond community for your attention. I know we are going to make 2011 the best, the most exciting, and the most creative year ever!"

Leonard Taylor gave comments.

ELECTION OF VICE MAYOR

Councilmember Bates thanked Vice Mayor Ritterman for his service as Vice Mayor for 2010. A motion was made by Councilmember Bates, seconded by Councilmember Boozé to nominate Councilmember Butt as vice mayor. Mayor McLaughlin thanked Councilmember Ritterman for his service as Vice Mayor in 2010. The motion passed and Councilmember Butt was elected as the new Vice Mayor by the unanimous vote of the Council. Leonard Taylor gave comments.

**REPORT FROM THE CITY ATTORNEY OF
FINAL DECISIONS MADE AND NON-
CONFIDENTIAL DISCUSSIONS HELD DURING
CLOSED SESSION**

City Attorney Randy Riddle reported that in the matter of: **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):** Richards vs. City of Richmond – *the City Council approved a settlement in the amount of \$14,093.50.*

CONSENT CALENDAR

On motion of Councilmember Bates seconded by Vice Mayor Ritterman all items marked with an asterisk (*-) were approved by the unanimous vote of the Council.

*-Adopted **Ordinance No. 3-11 N.S.** establishing the wages, salary, and compensation for: (1) the new classification of Source Control Inspector I (Salary Range No. 047D: \$5,302 - \$6,367/month); (2) the new classification of Source Control Inspector II (Salary Range No. 054B: \$5,758 - \$6,965/month); and (3) the new classification of Source Control Inspector III (Salary Range No. 059B: \$6,241 - \$7,662/month). This item is a retitling of two existing classifications and the creation of a lead position, as legally required by the Regional Water Quality Control Board.

A proposed design-build services contract with Plant Construction Company L.P. for the emergency structural stabilization of Winehaven National Register Historic District, Point Molate in an amount not to exceed \$538,835, and AMEND the Point Molate budget to include an additional \$287,835 from the General Capital Fund to finance the project in its entirety which will bring the total project budget to \$587,835 was presented by Interim City Engineer Edric Kwan and Engineer Joel Camacho. The following individuals gave comments: Naomi Williams, Sims Thompson, Jackie Thompson, and Conrado Vellve. A motion was made by Vice Mayor Ritterman, seconded by Councilmember Butt to approve the services contract. Councilmember Bates suggested that the Point Molate Community Advisory Committee advise the Council on which buildings are worth saving. In the future, the commitment of a contractor to reach the 25% goal as well as a paragraph about the compliance with the First Source Agreement will be included in the staff report. Following discussion, the motion passed by the following vote: **Ayes:** Councilmembers Butt, Beckles, Boozé, Rogers, Vice Mayor Ritterman, and Mayor McLaughlin. **Noes:** Councilmember Bates. **Abstentions:** None. **Absent:** None.

*-Approved an amendment to the contract with Quetzal Soccer to provide graphic arts, production services, and marketing material for the Employment and Training Department. Total amount of the amendment is \$6,000 for a total contract amount that will not exceed \$15,900, and for the term of January 18, 2011, through June 30, 2011.

A proposed amendment to the city's office supply contract, to modify the vendor name from MW Drucquer & Drucquer, dba Radstons Office Supply, to Independent Stationers, Inc., which is the cooperative that administers Radstons' accounts, was presented by Ofelia Alvarez of the Finance Department. The underlying contract provisions previously approved by the City Council are unchanged. Councilmember Boozé requested the addresses of the local vendors. On motion of Councilmember Bates, seconded by Mayor McLaughlin approved the amendment by the unanimous vote of the Council.

*-Adopted **Ordinance No. 4-11 N.S.** establishing the wages, salary, and compensation for the new classification of Richmond Housing Authority Contract Administrator (Salary Range No. 055D: \$5,993 - \$7,242/month).

*-Approved the City Council 2011 Standing Committee, Regional, and Liaison position appointments.

*-Approved the following appointments: Arts and Culture Commission: Ben Steinberg, term expiring January 31, 2015; Richmond-Shimada Friendship Commission: Joshua Miklich, term expiring January 18, 2014.

*-Adopted **Resolution No. 7-11** designating and authorizing the city manager, finance director, and emergency services manager as officials who may apply for federal and state post-disaster financial assistance under the Natural Disaster Assistance Act.

*-Approved the minutes of the January 4, 2011, meeting.

*-Approved a contract with Municipal Resource Group, LLC, in an amount not to exceed \$118,875, to serve as the Interim Director of Library and Cultural Services and to provide consulting services while the city recruits a permanent Director from January 19, 2011 through June 30, 2011.

RESOLUTIONS

In the matter to adopt a resolution authorizing the establishment of the Point Molate Community Advisory Committee, carrying on the disbanded Point Molate Restoration Advisory Board's advisory function concerning restoration, and expanding its functions to include advising the City Council on all other aspects of the Point Molate property Mayor McLaughlin gave an

overview. The following individuals gave comments: Don Gosney, Kathleen Wimer, Joseph Puleo, Margaret Jordan, Pam Stello, Juan Reardon, and Roberto Reyes. A motion was made by Mayor McLaughlin, seconded by Councilmember Beckles who offered a friendly amendment to include three or four members that are individuals who are knowledgeable of Point Molate and that are non-Richmond residences. The amendment was not accepted. On motion of Mayor McLaughlin, seconded by Vice Mayor Ritterman adopted **Resolution No. 8-11** by the unanimous vote of the Council.

COUNCIL AS A WHOLE

In the matter to introduce an ordinance declaring a moratorium on the acceptance, processing and approval of applications to establish formula restaurants in the Point Richmond Neighborhood Commercial (C-1) District until the earlier of: (1) such time as a zoning amendment addressing formula restaurants becomes effective; or (2) Tuesday, January 3, 2012, Vice Mayor Ritterman and City Attorney Randy Riddle gave an overview. The following individuals gave comments: Tom Waller, Jeff Lee, Linda Newton, Josephine Orozco, Linda Lee Calvin Drake, Peter Minkwitz, Margaret Jordan, Kevin Pryne, Braith Clerry, Joshua Genser, and Catalin Kaser. A motion was made by Vice Mayor Ritterman, seconded by Councilmember Beckles to approve the first reading of said ordinance. Councilmember Bates offered a friendly amendment to continue the item and allow the Point Richmond Neighborhood Council and Point Richmond Business Association to meet and come back with a recommendation and the item placed on the next City Council Agenda. The amendment was not accepted. Following discussion, the motion passed and said ordinance received first reading and was laid over two weeks for second reading with the direction, offered by Councilmember Bates and accepted by the Council, that the Point Richmond Neighborhood Council and Point Richmond Business Association meet collectively and come back with a recommendation by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Rogers, Vice Mayor Ritterman, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Butt.

RICHMOND REDEVELOPMENT AGENCY/RICHMOND CITY COUNCIL STUDY SESSION

Withdrew from the agenda the matter to receive a report, consider alternatives, and direct staff as follows: (1) authorize the city manager and the agency executive director to negotiate and execute a contract through which the city will continue to provide certain administrative services to the agency for a period of five years; and (2) authorize the city manager and the agency executive director to execute all documents necessary to transfer certain agency-owned real estate to the city.

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

Councilmember Bates announced that Richmond resident Ted Smith died Sunday January 9, 2011, and that the funeral services would be held on Thursday January 20, 2011, at 11:00 a.m. at Hilltop Community Church off Highway 880 East. The quite hour would be held on Wednesday January 19, 2011, from 6:00 p.m. to 8:00 p.m. at Rose Manor Mortuary, 3331 Macdonald Avenue. The Last Court Hearing would be held on Wednesday, January 19, 2011, at 3:00 p.m. 770 South 13th Street.

Councilmember Boozé announced that he would not be able to attend the funeral services for Ted Smith because he would be at the League of California Cities training in Sacramento. He also stated that it was a pleasure for him to sit on the Council. Councilmember Boozé also apologized for referring to staff as unprofessional.

Mayor McLaughlin thanked all the volunteers for making the Fourth Annual Martin Luther King, Jr. Day "Make It A Day *On*" successful. The community was invited to you come out for a day of community work and celebration to enhance Richmond's public Greenway, cultivate urban farms and school gardens, and build a stronger community, together.

ADJOURNMENT

There being no further business, the meeting adjourned at 10:30 p.m., in memory of long-time Richmond resident Ted Smith, the first 2011 Richmond homicide victim Gene Grisby, and the six victims of the shooting in Tuscon, Arizona to meet again on Tuesday, January 25, 2011, at 6:00 p.m.

City Clerk

(SEAL)

Approved:

Mayor