

RICHMOND, CALIFORNIA, April 18, 2017

The Richmond City Council Meeting was called to order at 6:32 p.m., by Mayor Butt, who led the Pledge of Allegiance to the Flag.

ROLL CALL

Present: Councilmembers Ben Choi, Gayle McLaughlin, Melvin Willis, Eduardo Martinez, Vice Mayor Jovanka Beckles and Mayor Tom Butt. **Absent:** Councilmember Jael Myrick arrived at 6:35 p.m.

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

A motion by Vice Mayor Beckles, seconded by Councilmember Myrick added emergency Item G-30, regarding adoption of a resolution in support of Senate Bill 687 pertaining to the sale and or closure of non-profit hospitals, by the unanimous vote of the City Council.

Item G-3 was removed from the Consent Calendar. Items G-8 and G-9 were removed from the Consent Calendar and continued to the May 2, 2017, City Council meeting. Items J-1 and J-2 were continued to the May 2, 2017, City Council meeting.

REPORT FROM THE CITY MANAGER

City Manager Bill Lindsay reported that there were two cameras recording the nest of the Osprey bird family on the Whirley Crane at the Port of Richmond. One of the birds was named Rosie and the other was named Richmond.

OPEN FORUM FOR PUBLIC COMMENT

Mark Wassberg spoke against cities declaring themselves as sanctuary cities.

Naomi Williams thanked Bea Roberson and the Richmond Fire Department for the donation of emergency gear for the recent senior workshop.

Myrtle Braxton stated that finding parking around city hall was difficult and consideration should be given to having parking accessible for residents and visitors.

Kathy Robinson stated that Mary Head passed away a few days ago and she enjoyed the time she was able to spend with her. Ms. Robinson also encouraged everyone to take the time to visit a senior citizen.

Jackie Thompson stated that not all speakers were treated equally and some were allowed to speak outside of the City Council's rules.

Elaine Dockens Westside Branch and Bayview Branch Libraries gave comments regarding “read a book to a dog” sessions, which children enjoy.

Rick Perez stated police departments need training on de-escalation techniques.

Patricia Perez asked how long the investigation of the death of her grandson, Pedie Perez would take.

Cesar Zepeda invited everyone to the Hilltop Food Emporium at Hilltop Lake on the last Sunday of every month from 12 p.m. to 3p.m. Mr. Zepeda also invited the community to attend the “Meet Richmond’s Rainbow” meetings, at 7 p.m., on the 3rd Friday of every month at Kaleidoscope Coffee in Point Richmond.

CITY COUNCIL CONSENT CALENDAR

On motion of Councilmember McLaughlin, seconded by Councilmember Myrick, all items marked with an (*) were approved by the unanimous vote of the City Council:

***G-1.** Approved a contract with First Student Inc. to provide bus transportation services to the City of Richmond Community Services Department for 2017 summer camp excursions, in an amount not to exceed \$15,000, and for a seven-month term beginning June 1, 2017, and ending December 31, 2017.

***G-2.** Approved a contract with the non-profit Rising Sun Energy Center to employ and train local youth to install energy efficiency and water conservation measures for residences for a total amount not to exceed \$25,000 and for a term ending December 31, 2017.

G-3. The matter to adopt a resolution authorizing the city manager to execute all documents on behalf of the City of Richmond in support of the renewal of the Downtown Richmond Property and Business Improvement District was presented by Economic Development Administrator Janet Johnson, of the City Manager’s Office and Director of Richmond Main Street Amanda Elliot. The Council requested the names of the businesses that were contacted in the downtown area. A motion by Councilmember Martinez, seconded by Vice Mayor Beckles, adopted **Resolution No. 32-17**, by the unanimous vote of the City Council.

***G-4.** Approved actions to update the Citizens Police Review Commission; appointed Carol Hegstrom, new appointment, seat #3, term expiration April 18, 2020.

***G-5.** Approved actions to update the Workforce Development Board; appointed Jack Welsh, new appointment, seat #25, term expiration March 1, 2020.

***G-6.** Approved actions to update the Design Review Board; appointed Tom Leader, re-appointment, seat #5, term expiration March 17, 2019.

***G-7.** Approved a proclamation declaring April 22, 2017, as Earth Day in the City of Richmond.

G-8. Continued to the May 2, 2017, City Council meeting, the matter to approve the sole source purchase of Globe firefighter personal protective equipment through L.N. Curtis & Sons, the exclusive distributor of Globe Manufacturing protective clothing, for a cost of \$162,000 over a three-year period ending June 30, 2019.

G-9. Continued to the May 2, 2017, City Council meeting, the matter to approve the purchases of a thermal imaging camera for the Hazardous Materials Unit and ten Scott face masks and voice amplifiers for new firefighters from Industrial Safety Supply, Corp. in the amount of \$12,419.07.

***G-10.** Approved the contract with Jordan Consulting & Investigations to conduct pre-employment background investigations for firefighter recruits at a cost not to exceed \$30,000 over a three-year period.

***G-11.** Adopted **Ordinance No. 7-17 N.S.**, adding Chapter 11.46 of Article XI of the City of Richmond Municipal Code establishing regulations concerning the use of unmanned aircraft systems (drones) in Richmond.

***G-12.** Approved a Voluntary Collection Agreement with Airbnb, Inc. for the collection of Transient Occupancy Tax owed by its users to Richmond pursuant to Richmond Municipal Code Chapter 7.88.

***G-13.** Approved a first amendment to the contract with Public Resources Advisory Group to provide financial advisory services, increasing the contract amount by \$100,370 for a new contract total of \$250,370.

***G-14.** Adopted **Resolution No. 33-17**, permitting the City of Richmond to reimburse certain expenditures of the Wastewater Enterprise from the proceeds of long-term bonds.

***G-15.** Approved the minutes of the March 21 and March 28, 2017, regular meetings of the Richmond City Council.

***G-16.** Approved an amendment to the grant-funded contract with Groundwork Richmond for community outreach, training, project management, tree-planting, tree inventory, data collection and maintenance related to the "Ten Thousand Trees 2.0" project, increasing the contract amount by \$75,000 for a total amount not to exceed \$449,000, while maintaining the initial expiration of December 31, 2017.

***G-17.** Approved a contract with Applied Landscape Materials, Inc. to install blown-in engineered wood fiber safety surfacing that is compliant with applicable American Society for Testing and Materials (ASTM) and Consumer Product Safety Commission standards at the Nicholl Park playground in an amount not

to exceed \$21,933.98. The contract term will be from April 19, 2017, to June 30, 2017.

***G-18.** Approved a contract with First Serve Production, Inc. for completion of tennis court resurfacing at Nicholl Park, in an amount not to exceed \$12,888.00, and for a term from April 19, 2017 to September 30, 2017.

***G-19.** Approved a contract with Remediation Risk Management, Inc. (RRM, Inc.) for activities related to the assessment, monitoring and reporting of soil and groundwater conditions in and adjacent to the City of Richmond's Corporation Yard, as required by the Regional Water Quality Control Board, in an amount not to exceed \$75,000 over three-years with a maximum of \$25,000 per budget year for fiscal years 2016/17, 2017/18, and 2018/19.

***G-20.** Approved an emergency contract with, and associated payment to, NEMA Construction to supply and install twenty-six (26) LED overhead pool light fixtures at the Richmond Plunge in an amount not to exceed \$36,400.

***G-21.** Adopted **Resolution No. 34-17**, approving the filing of a proposal for \$823,033 in funding from the urban forestry grant program entitled, "Green Trees for the Golden State," as provided through the California Greenhouse Gas Reduction Fund and/or U.S. Department of Agriculture Forest Service Federal Funds.

***G-22.** Adopted **Resolution No. 35-17**, related to the development of the "Bottoms Property Residential Project" of Shea Homes, LP (1) authorizing a Right of Entry and Easement Agreement for a new driveway as a secondary ingress/egress at Canal Boulevard; and (2) accepting a Grant of Public Access Easement from Shea Homes, LP, and terminating the existing roadway easement recorded September 24, 2008.

***G-23.** Adopted **Resolution No. 36-17**, approving the Final Map for Subdivision [9422], "Bottoms Property," authorizing the City to enter a Subdivision Improvement Agreement with the developer, Shea Homes LP, a California Limited Partnership, and authorizing the recording thereof. This item was continued from the March 21 and April 4, 2017, meetings.

***G-24.** Approved payments for emergency landslide investigation and design (NCE), project management (Mack5), construction inspection and construction services (Questa), and construction services (O.C. Jones) arising out of the Via Verdi Drive landslide in an aggregate amount not to exceed \$1,600,000.00.

***G-25.** Adopted **Resolution No. 37-17**, 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.

***G-26.** Adopted **Resolution No. 38-17**, 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.

***G-27.** Approved an amendment to the existing on-call construction management and inspection services contracts with three Richmond-based consulting firms (The Hanna Group, BKF Engineers, and Ghirardelli Associates), in an amount not to exceed \$600,000 each, for a total not to exceed an amount of \$1,200,000 each, and extending the term of their agreements to February 16, 2020.

***G-28.** Approved a contract with East Bay Center for the Performing Arts (EBCPA) to support ongoing performing arts programs and collaborations with the City in an amount not to exceed \$55,000. Contract dates are February 13, 2017, to December 29, 2017.

***G-29.** Approved a contract with Nurturing Independence through Artistic Development (NIAD) to support ongoing art programs and collaborations with the City in an amount not to exceed \$55,000. Contract dates are February 13, 2017, to December 29, 2017.

***G-30.** Adopted **Resolution No. 39-17**, in support of SB 687, authored by State Senator Nancy Skinner, which will give the Attorney General of California the authority to oversee and consent to the sale and or closure of non-profit hospitals.

PUBLIC HEARINGS

H-1. Continued to May 2, 2017, the matter to consider an appeal, filed by Jacqueline Smart Steinberg, of the Planning Commission's decision on PLN16-366, conditional approval of a Conditional Use Permit modification to add three new panel antennas and three radio remote units on the rooftop of an existing building located at 5221 Central Avenue. This item was continued from the April 4, 2017, meeting.

RESOLUTIONS

I-1. The matter to adopt a resolution in support of Senate Bill 562 (Lara & Atkins), the Healthy California Act, that would establish a comprehensive universal single-payer health care coverage program and direct staff to send copy of the resolution and a cover letter to State legislators, Assembly member Tony Thurmond and State Senator Nancy Skinner to urge them to stand in support of the Healthy California Bill was presented by Vice Mayor Beckles and Mayor Butt. A motion was made by Councilmember Willis, seconded by Councilmember McLaughlin, to approve the item and adopt the resolution. Councilmember Myrick added a friendly amendment to also send a copy of the resolution to the leadership of the State Assembly and Senate. The motion passed and **Resolution No. 40-17**, was adopted by the unanimous vote of the City Council.

ORDINANCES

J-1. Continued to the May 2, 2017, City Council meeting, the matter to introduce an ordinance amending Richmond Municipal Code Chapter 9.52 entitled "Community Noise Ordinance" to regulate the use of a compressor on a stationary refrigerated semitrailer or shipping container, the operation of a vehicle or equipment

with an audible warning device, and the idling of diesel trucks, or the operation of gas, gasoline, or diesel-powered auxiliary power units between the hours of 9:00 p.m. and 7:00 a.m.

J-2. Continued to the May 2, 2017, City Council meeting, the matter to adopt an ordinance amending Richmond Municipal Code Chapter 9.52 entitled "Community Noise Ordinance" to prohibit the use of a compressor on a stationary refrigerated semitrailer or shipping container within 1,250 feet from an inhabited residential structure between the hours of 9:00 p.m. and 7:00 a.m.

J-3. The matter to introduce an ordinance amending Section 3.50.030 of the Richmond Municipal Code to change the residency requirement for members serving on the Commission on Aging, allowing for appointment of members residing within the boundaries of the West Contra Costa Unified School District, rather than only within the boundaries of the City of Richmond was presented by Community Services Director Rochelle Monk. The following individuals gave comments: Myrtle Braxton, Naomi Williams, Christine Caldwell, Bev Wallace, Valerie Robinson, and Jackie Thompson. Discussion ensued. The Council suggested that seven of the members should be from Richmond and six from the greater West County area; also change the requirement to re-apply to every four years, instead of every two years. A motion by Councilmember McLaughlin, seconded by Vice Mayor Beckles, referred this matter to staff to review changes that are needed and discuss the matter further with the chair of the commission and then bring it back to the City Council passed by the unanimous vote of the City Council.

COUNCIL AS A WHOLE

K-1. The matter to direct staff to develop a process to solicit input from Housing Authority tenants in selecting the next Executive Director of the Richmond Housing Authority was presented by Councilmember Myrick. Jackie Thompson gave comments. The Council discussed that the Housing Authority Commission members would also be involved in the process. A motion by Councilmember Myrick, seconded by Councilmember Willis, approved the item by the following vote: **Ayes:** Councilmembers Choi, Martinez, McLaughlin, Myrick, Willis, and Mayor Butt. **Noes:** None. **Absent:** Vice Mayor Beckles. **Abstentions:** None.

K-2. The matter to direct staff to convene a homeless taskforce to include two or three City Councilmembers, volunteers from the community, and at least one or two homeless people for the purpose of exploring and implementing strategies that address the needs of the homeless in Richmond was presented by Councilmember McLaughlin. Discussion ensued. The Council suggested that non-profit providers for the homeless also be part of the taskforce and requested an update on the possibility of having a Tiny Village in Richmond. Kathy Robinson and Jackie Thompson gave

comments. A motion by Councilmember McLaughlin, seconded by Councilmember Martinez, approved the item by the unanimous vote of the City Council.

Councilmembers McLaughlin, Myrick, and Willis volunteered to serve on the taskforce.

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

Vice Mayor Beckles stated that she attended a conference last week regarding the process of how workers and other community members can engage and interact with elected officials.

Councilmember Martinez attended a water conference at the City of Industry to discuss water issues and how to measure water along the shoreline.

ADJOURNMENT

There being no further business, the meeting adjourned at 8:46 p.m., in memory of community activist, Mary Peace Head and homicide victim, Robert Viera, to meet again on Tuesday, April 25, 2017, at 6:30 p.m.

Clerk of the City of Richmond

(SEAL)

Approved:

Mayor