

**MINUTES OF THE REGULAR MEETING OF THE CITY
COUNCIL**

Tuesday, November 15, 2011

The Richmond City Council Evening Open Session was called to order at 5:04 p.m. by Mayor Gayle McLaughlin.

ROLL CALL

Present: Councilmembers Bates, Boozé, Ritterman, Vice Mayor Butt, and Mayor McLaughlin. **Absent:** Councilmembers Beckles and Rogers arrived after the City Council adjourned to Closed Session.

PUBLIC COMMENT

The city clerk announced that Item A-1 was inadvertently agendized under Liability Claims and was a Conference with Legal Counsel – Existing Litigation item. She also 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

LIABILITY CLAIMS - PENDING LITIGATION (Government Code Section 54956.9):

Wilicia Davis vs. City of Richmond

Angelique Jones vs. City of Richmond

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):

City of Richmond vs. Upstream

Booker vs. City of Richmond

Jenkins vs. City of Richmond

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Significant exposure to litigation pursuant to Subdivision (b) of Government Code Section 54956.9):

One Case

CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code Section 54956.8):

Property: Point Molate (site of former Naval Fuel Depot)
Agency Negotiators: Bill Lindsay and Bruce Goodmiller
Negotiating Party: Upstream Point Molate LLC
Under Negotiation: Price and Terms of Payment

There were no speakers.

The Evening Open Session adjourned to Closed Session at 5:06 p.m. The Closed Session adjourned at 6:51 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:57 p.m. by Mayor Gayle McLaughlin who led the Pledge of Allegiance to the Flag.

ROLL CALL

Present: Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin. Councilmember Rogers stated that he would have to leave the meeting and would return in approximately one hour. *Councilmember Rogers left the meeting at 7:00 p.m. and returned at 8:45 p.m.* **Absent:** None.

STATEMENT OF CONFLICT OF INTEREST

None.

OPEN FORUM FOR PUBLIC COMMENT

Leonard Taylor stated that November 9, 2011, was National Emergency Broadcasting Day. He also stated that November 10, 2011, was Opening Night for the Richmond Rockets Basketball Team, and he encouraged citizens to support the team.

Cordell White expressed his concern regarding loitering around businesses in Richmond.

Antwon Cloird stated that the behavior displayed by the City Councilmembers at the November 1, 2011, meeting was unacceptable. He also stated that the City Council was not listening to the public regarding the Master Bike Plan. Mr. Cloird also expressed his disappointment that Mayor McLaughlin did not attend the Veterans Day Celebration held in the City of Richmond.

David Lee Farr and he wife stated that the Agapé Rock Foundation was a non-profit organization founded on the principle that senior adults deserve to be cared for properly until the end of their lives. The Foundation proposes to partnership with the City of Richmond to provide information and services to the elderly.

Richard Stollings expressed his concern that Safeway left the recycling center on their old parking lot located at San Pablo and Macdonald Avenue. He also stated that the construction on the Southside 37th Street, Wall Street and have not placed construction warning signs that informs the public to slow down.

Cesar Aguero stated that he supports the Occupy Richmond Movement and was impressed that it was peaceful. He also stated that Chevron should not request a tax break.

Don Gosney announced that the Plummer's Steamfitters Local 342 was looking for individuals to apply for its Apprentice Program. He encouraged citizens to call (925) 686-0730 for more information. Citizens may register for testing on November 28 through December 2, 2011, from 7:00 a.m. to 11:00 a.m., 935 Detroit Avenue, Concord.

Billy Alexander spoke in regards to the positive race relations in America.

Michael Beer spoke in regards to job creation in the City of Richmond. He also suggested that anyone with ideas for jobs should contact the Mayor's Office. Mr. Beer also suggested that a Christmas tree lot should be erected on Barrett and Macdonald Avenue.

Barbara Stauss stated that she chose to participate in the Occupy Movement on Veterans Day in honor of friends she lost in the military.

Courtney Cummings stated that the event held at the Native American Health Center on November 5, 2011, in honor of the

peacewalkers was successful. She also thanked Richmond Pal for supplying needed housing for some individuals.

Kathleen Wimer encouraged the community to support the Richmond Rockets Basketball Team.

Sims Thompson stated that construction zones throughout the City of Richmond need warning signs to inform the public to slow down.

Burgandie Spears spoke as a representative for the "Christmas in Richmond Program." The Christmas in Richmond Program will feed and clothe individuals in need. Ms. Spears requested support from the City Council and citizens of Richmond. Please call (512) 932-6817, e-mail sburgundie@yahoo.com; checks should be made payable to Christmas in Richmond and may be sent to 1072 View Drive Richmond, California 94803.

Millie Cleveland encouraged management to cease and assist the desire to outsource jobs.

Jackie Thompson stated that African Americans need to come together, and until God was a part of the program, crime would continue.

Kenneth Davis stated that there were three killings in his neighborhood and yet there was no money for his community.

Carl Massey - he stated that he will retire with the golden handshake and his position will be outsourced. he stated that equipment management positions have not been replaced.

Tarnel Abbott thanked the City Council for the Master Bicycle Plan. She also thanked some members of the City Council for standing with Occupy Richmond. Ms. Abbott also requested that the City of Richmond look into the railroad construction that was being done at night in the Anex.

Texanita Bluitt expressed concern that the City of Richmond did not sponsor a Veterans Day Celebration.

James Walker expressed his concern that Public Works jobs were being outsourced.

Michael Parker stated that the Occupy Movement must continue.

Eduardo Martinez stated that the duty of a true leader was to educate and inspire the public about a vision for a better future. He thanked the City Council for having a broad vision and considering every detail that affects the City of Richmond when it makes policy.

AGENDA REVIEW

Removed Items I-3, I-7, I-8, I-16, I-17, I-20, I-21, I-22, I-26, I-27, and I-34 from the Consent Calendar to be considered at the end of the agenda; and withdrew Item K-1 from the agenda.

PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

Mayor McLaughlin presented a proclamation in honor of National Community Foundation Week, November 12 through November 18, 2011, to Contra Costa College Director Mckenley Williams and Joan Davis of the National Community Foundation. Cordell Hindler, Jackie Thompson, and Kenneth Davis 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)**: Wilicia Davis vs. City of Richmond, the City Council approved a settlement in the amount of \$20,000 with Vice Mayor Butt voting Noe, and Councilmember Rogers Absent; In the matter of Angelique Jones vs. City of Richmond, the City Council approved a settlement in the amount of \$50,000 with Vice Mayor Butt voting Noe, and Councilmember Rogers Absent.

CITY COUNCIL CONSENT CALENDAR

On motion of Councilmember Ritterman, seconded by Councilmember Beckles all items with an (*) were approved by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Vice Mayor Butt, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Rogers.

*-Approved an agreement with Richmond Community Foundation and authorized the Library and Cultural Services Director to accept the grant in the amount of \$10,000; and approved an amendment to the Fiscal Year 2011-2012 Operating Budget increasing library fund revenue and expenditures in the amount of \$10,000.

*-Approved the purchase of a replacement aerial boom truck from Altec Industries in Dixon, California in an amount not to exceed \$105,000 for the Facilities Maintenance, Electrical Division .

In the matter to approve the purchase of four replacement pickups from Michael Stead's Hilltop Ford in Richmond, California, for use by the Facilities Maintenance and the Parks and Landscape Divisions of Public Works, and the Recreation Department, in an amount not to exceed \$56,500 Kenneth Davis gave comments. On motion of Councilmember Boozé, seconded by Councilmember Ritterman approved the purchase of four replacement pickups by the following vote: **Ayes:** Councilmembers Bates, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Beckles and Vice Mayor Butt.

*-Approved the purchase of two replacement hybrid sedans for use by the Richmond Fire Department from Michael Stead's Hilltop Ford in Richmond, California, in an amount not to exceed \$62,000.

*-Approved a contract with Icon Enterprise, Inc., dba Civic Plus, for web hosting and software maintenance and support services for the City of Richmond's website for a period of three years in an amount not to exceed \$95,000.

*-Approved an agreement with the California State Library and authorized the Library and Cultural Services Director to accept Library Services and Technology Act (LSTA) funds in the amount of \$28,000 for the Literacy for Every Adult Program (LEAP); and approved an amendment to the Fiscal Year 2011-2012 Operating Budget to increase library fund revenue and expenditures in the amount of \$28,000 for the purpose of providing literacy services to City of Richmond residents.

In the matter to approve the final relocation plan pursuant to state law for the residential unit at 720 Elm Avenue to facilitate the expansion and renovation of the Elm Play Lot, on motion of Councilmember Boozé, seconded by Councilmember Ritterman approved the final relocation by the following vote: **Ayes:** Councilmembers Bates, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Beckles and Vice Mayor Butt.

In the matter of adopting a resolution authorizing as-needed mechanical building maintenance service contracts with three mechanical building contractors (Bay City Mechanical, Inc. [Richmond], Valley Facilities Management Corp. [San Jose], and Legacy Mechanical & Energy Services Inc. [San Ramon]) to perform major mechanical building maintenance services at various City facilities, including Civic Center Plaza, Main Library and the two swim centers, in an amount not to exceed \$150,000 per firm over a three-year period, Kenneth Davis gave comments. On motion of Councilmember Ritterman, seconded by Councilmember Boozé adopted **Resolution No. 98-11** by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

*-Approved a grant-funded contract with Vallier Design Associates, Inc., to prepare a City-wide Urban Greening Master Plan in an amount not to exceed \$200,000.

*-Approved an emergency contract with The Finishing Touch (TFT) to effect emergency repairs to the Riggers Loft at Point Potrero Marine Terminal in an effort to mitigate further water intrusion and damage in an amount not to exceed \$15,000.

*-Approved an amendment to the contract with the East Bay Center for the Performing Arts (EBCPA) terminating December 31, 2011 for support of ongoing arts programs and collaborations with the City, by extending the termination date to June 30, 2012, and increasing the amount by \$60,000 for a total contract amount of \$120,000, as authorized by the Council in the Fiscal Year 2011-2012 Operating Budget.

In the matter to approve an amendment to the contract with the National Institute for Art and Disabilities (NIAD) terminating December 31, 2011 for support of ongoing arts programs and collaborations with the City, by extending the termination date to June 30, 2012, and increasing the amount by \$60,000 for a total contract amount of \$120,000, as authorized by the Council in the Fiscal Year 2011-2012 Operating Budget, Kenneth Davis and Bea Roberson gave comments. On motion of Councilmember Boozé, seconded by Councilmember Ritterman approved an amendment to the contract with the National Institute for Art and Disabilities by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

*-Approved an amendment to the grant-funded contract with Rising Sun Energy Center to provide energy efficiency workforce development training for RichmondBUILD grant participants. The contract amount will be increased by \$12,500 to a total amount not to exceed \$72,500. The contract term will be July 5, 2011, through June 30, 2012.

*-Adopted **Resolution No. 99-11** approving \$50,000 in matching funds for the S.D. Bechtel, Jr. Foundation Grant awarded to the YouthWORKS Academic Program to provide after-school tutoring services for the most at-risk and in-risk youth of the

Richmond community.

*-Approved a grant-funded contract with BKF Engineers, a Richmond-based firm, for design and engineering services during the design coordination phase of the Port Security Fiber Network project in an amount not to exceed \$96,945.00.

In the matter to accept the work completed by Plant Construction Company L. P. under the Winehaven National Register Historic District, Point Molate Emergency Structural Stabilization Project in the Fiscal Years 2010/2011 and 2011/2012 for a final design-build cost of \$538,829, on motion of Councilmember Boozé, seconded by Councilmember Ritterman accepted the work completed by Plant Construction company L.P. by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

In the matter to adopt a resolution to support collaborating with the West Contra Costa Integrated Waste Management Authority (WCCIWMA)/RecycleMore and its member agencies during the procurement process for solid waste post-collection services for the year 2014 and beyond, and to support a competitive procurement process. Development Project Manager Shasa Curl joined by Sustainability Coordinator Jennifer Ly, Assistant City Attorney Everett Jenkins, and Recycle More representative Chris Lehon gave a presentation. On motion of Councilmember Ritterman, seconded by Councilmember Beckles adopted **Resolution No. 100-11** by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

*-Approved an amendment to the existing contract with ENVIRON for preparation of a Revised Environmental Impact Report (EIR) for the Chevron Revised Renewal Project, increasing the payment limit by \$1,000,000, in an amount not to exceed \$1.75 million. As project applicant, Chevron is responsible for funding this contract - Planning and Building Services Department (Richard Mitchell 620-6706).

*-Approved a third amendment to the legal services agreement with Holland & Knight, LLP to provide continued legal representation for the Revised Environmental Impact Report (EIR) for the Revised Chevron Renewal Project, increasing the amount by \$500,000 to a total of \$1,000,000, and extending the term to June 30, 2013. As project applicant, Chevron is responsible for funding this contract.

In the matter to approve a fifth amendment to the contract with the Law Firm of Meyers, Nave, Riback, Silver & Wilson to continue to represent the City in the lawsuits entitled Booker vs. City of Richmond, et al., and Jenkins vs. City of Richmond, et al., increasing the contract amount by \$900,000 to a total of \$2,800,000 and extending the term to December 31, 2012 City Attorney Randy Riddle gave an overview of the item. Arnold Threats and Bea Roberson gave comments. On motion of Councilmember Boozé, seconded by Councilmember Ritterman approved a fifth amendment to the contract with the Law Firm of Meyers, Nave, Riback, Silver & Wilson by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

In the matter to approve the purchase of two replacement police pursuit cars from Bay City Chevrolet of Oakland, California, for use by the Police Department's patrol unit in an amount not to exceed \$59,500, on motion of Councilmember Ritterman, seconded by Councilmember Beckles approved the purchase by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

In the matter to approve the purchase of a replacement police recruit vehicle from Bay City Chevrolet, of Oakland, California, for use by the Police Department's Recruiting Division, in an amount not to exceed \$26,500, on motion of Councilmember Ritterman, seconded by Councilmember Beckles approved the purchase by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

*-Approved the purchase of two replacement police detective cars from Bay City Chevrolet of Oakland, California, for use by the Police Department's Detective Unit, in an amount not to exceed \$56,500.

*-Approved the purchase of a replacement box van from Albany Ford in Albany, California, for use by the Facilities Maintenance Division of Public Works, in an amount not to exceed \$26,000.

*-Approved an emergency contract with Harris Electric for work completed to repair a 15KV transformer and switchgear to restore power to the Point Molate Wastewater Treatment Plant, in an amount not to exceed \$19,400.

The matter to approve a three-year contract with R&S Erection of Richmond, California, to provide service, repairs, and/or replacement of automatic overhead garage doors and gates on an as-needed basis, in an amount not to exceed \$25,000 per fiscal year through Fiscal Year 2013-2014 was presented by City Manager Bill Lindsay. On motion of Councilmember Boozé, seconded by Councilmember Ritterman approved the three-year contract with R&S Erection by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Rogers and Vice Mayor Butt.

The matter to authorize international travel in December 2011 by Councilmembers Bates and Boozé, and by City Manager Bill Lindsay and Port Director Jim Matzorkis, to Shimada, Japan as part of a delegation of public officials to commemorate the 50th anniversary of the Richmond-Shimada sister city relationship, and to sister city Zhoushan, China for scheduled meetings to discuss preliminary findings of a joint marketing study being undertaken by the ports of Richmond and Zhoushan was presented by Port Director Jim Matzorkis. Cordell Hindler and Bea Roberson gave comments. On motion of Councilmember Ritterman, seconded by Councilmember Boozé authorized international travel in December 2011 by Councilmembers Bates and Boozé, City Manager Bill Lindsay, and Port Director Jim Matzorkis, to Shimada, Japan by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin. **Noes:** Councilmember Beckles. **Abstentions:** None. **Absent:** None.

*-Approved a standing purchase order with Telfer Oil Company to provide various emulsion oils for asphalt paving and pothole repairs

in an amount not to exceed \$50,000 per year for a three-year term.

*-Adopted **Resolution No. 101-11** ADOPT a resolution authorizing service contracts for two building inspection services, three plan check services, 14 CEQA, 13 NEPA, and 11 urban design and architecture firms for as-needed services in an amount not to exceed \$300,000 per firm over a three-year period.

*-Adopted **Resolution No. 102-11** to accept and appropriate grant funds from the Association of Bay Area Governments for: (1) Bay Trail Gap Closure between Shipyard 3 and Brickyard Cove (construction phase) in the amount of \$150,000; and (2) Bay Trail from Ferry Point Tunnel to Cutting Boulevard (design phase) in the amount of \$20,000, and appoint the city manager or designee to administer the funds.

*-Adopted **Resolution No. 103-11** of local support for a grant application to the State of California Strategic Growth Council in the amount of \$950,408 for the Ohlone Greenway Completion - Baxter Creek Restoration Project, and, if the grant is awarded, accept and appropriate the funds received.

*-Adopted **Resolution No. 104-11** approving the application for grant funds for the Urban Greening Grant Program under the Safe Drinking Water, Water Quality And Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84) for the Mathieu Court Alley Greening Project.

*-Approved the following appointment and re-appointment:
Design Review Board: Brenda Muñoz, term expiring April 21, 2013;
Raymond Welter, Incumbent, term expiring April 21, 2013.

In the matter to approve the proposed new tow service contract as to form and adopt a resolution raising the existing tow fees Councilmember Boozé removed the item to offer revisions to the contract. Councilmember Boozé offered the following revisions: (1) Lien sales must be posted on the wall; (2) charge a minimum of \$30 fee for the first day; and (3) if a person gives up the pick slip to the car, the storage fees are waived. The city manager suggested that the City Council approve the contract and staff return to the City Council with ideas for suggestion No. 3 at a later date. Councilmember Bates suggested that staff look into identifying one location for the storage of cars after they are towed. City Attorney Trish Aljoe and Code Enforcement Manager Tim Higaes gave comments. On motion of Councilmember Boozé, seconded by Councilmember Ritterman approved the contract with the modification to charge a minimum \$30 fee for the first day and adopted **Resolution No. 105-11** by the following vote: **Ayes:** Councilmembers Bates, Beckles, Boozé, Ritterman, Rogers, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Vice Mayor Butt.

RESOLUTIONS

The matter to adopt a resolution asking Chevron to drop its property tax appeals was presented by Mayor McLaughlin. Mayor McLaughlin directed staff to correct the resolution to indicate Chevron's profit percentage to .047 percent and also modified the resolution to include the following language: BE IT ALSO RESOLVED that the City Council Place on the Closed Session for November 22, 2011, consideration of directing the city manager and city attorney to enter into talks with Chevron to negotiate a settlement that would leave Richmond whole. The following individuals gave comments: Cordel Hindler, Michael Beer, Joseph Puleo, Kathleen Wimer, Henry Clark, Juan Reardon, Tarnel Abbott, Jessica Tovar, Eduardo Martinez, Michael Parker, Jerome Smith, and Millie Cleveland. Councilmember Ritterman showed a PowerPoint

Presentation and Vice Mayor Butt gave comments. On motion of Mayor McLaughlin, seconded by Councilmember Beckles adopted **Resolution No. 106-11** by the following vote: **Ayes:** Councilmembers Bates, Beckles, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Boozé.

The matter to direct staff to explore the adoption of a policy prohibiting the City from investing in corporations that have not paid income tax, and requiring the City to divest any City funds invested in those corporations was presented by Councilmember Ritterman. The following individuals gave comments: Cordel Hendler, Joseph Puleo, Kathleen Wimer, Juan Reardon, Eduardo Martinez, Silvia Grey-White, Deborah Price, Roberto Reyes, David Gesinger, Tarnel Abbott, Jessica Tovar, Jerome Smith, Kenneth Davis, and Jovana Vasquez. A motion by Councilmember Boozé, seconded by Councilmember Bates to limit debate failed with Councilmembers Bate and Boozé voting Aye and Councilmembers Beckles, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin voting Noe. On motion of Councilmember Ritterman, seconded by Councilmember Beckles directed staff to explore the adoption of a policy prohibiting the City from investing in corporations that have not paid income tax, and requiring the City to divest any City funds invested in those corporations by the following vote: **Ayes:** Councilmembers Beckles, Ritterman, Rogers, Vice Mayor Butt, and Mayor McLaughlin. **Noes:** Councilmember Boozé. **Abstentions:** Councilmember Bates. **Absent:** None.

COUNCIL AS A WHOLE

Withdrew from the agenda the matter to receive and discuss a presentation from the San Francisco Bay Regional Water Quality Control Board and Terraphase Engineering regarding Proposed Tentative Order with Updated Site Cleanup Requirements for Point Molate and related remediation issues, and direct staff to provide Council input to the Water Board consistent with Council discussion.

The matter to discuss and provide direction to staff regarding the medical marijuana collective permitting process in light of a recent California court decision; direction may include (but need not be limited to) any of the following, or a combination: (1) repeal the existing ordinance and prohibit collectives; (2) amend the existing ordinance to eliminate permit fees and provide ministerial operating standards; (3) suspend the current permit application review process, and prohibit medical marijuana collectives, until there is further direction from the California courts; or (4) continue with the current permitting process, was presented by City Attorney Randy Riddle. The following individuals gave comments: Naomi Williams, Carlos Plazola, Sims Thompson, Dr. Raskin Gordon, John Marquez, Jerome Smith, and Bea Roberson. A motion was made by Councilmember Beckles, seconded by Vice Mayor Butt to suspend the current permit application review process, and prohibit medical marijuana collectives, until there is further direction from the California courts. Councilmember Boozé offered a friendly amendment to refund money that has not been expended by the city to the applicant. A friendly amendment was offered by Councilmember Rogers to not require dispensaries to use the same address that they currently use. The amendment was accepted. A substitute motion made by Councilmember Ritterman, seconded by Councilmember Rogers to continue with the current permitting process passed by the following vote: **Ayes:** Councilmembers Bates, Boozé, Ritterman, and Rogers. **Noes:** Councilmembers Beckles, Vice Mayor Butt, and Mayor McLaughlin. **Abstentions:** None. **Absent:** None.

The matter to consider and direct staff regarding memorial recognition of long-time employees Leveron Bryant, as Manager of

The Year, and Demitrea Foster, as Employee of The Year, for their years of dedicated service to the City of Richmond was presented by Councilmembers Boozé and Bates. City Clerk Diane Holmes read letters of appreciation regarding Leveron Bryant and Demitrea Foster. The following individuals gave comments: Cordell Hindler, Jackie Thompson, John Marquez, and Everett Jenkins. Vice Mayor Butt read details of Leveron Bryant's long-term service with the City of Richmond. On motion of Councilmember Boozé, seconded by Councilmember Bates approved memorial recognition of long-time employees Leveron Bryant, as Manager of The Year, and Demitrea Foster, as Employee of The Year by the unanimous vote of the Council.

At 11:09 p.m. on motion of Councilmember Ritterman, seconded by Councilmember Boozé extended the meeting to 11:30 p.m. with Councilmember Rogers and Vice Mayor Butt voting no and Councilmember Beckles absent.

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

Councilmember Boozé reported that the week of November 6, 2011, he traveled to Palm Springs and attended the National Association of Housing and Redevelopment Officials Conference with Richmond Redevelopment Representative Patrick Lynch.

ADJOURNMENT

There being no further business, the meeting adjourned at 12:20 a.m. to meet again on Tuesday, November 22, 2011, at 6:30 p.m.

City Clerk

(SEAL)

Approved:

Mayor