

City of Richmond – POINT MOLATE COMMUNITY ADVISORY COMMITTEE

Multi-Purpose Room
440 CIVIC CENTER PLAZA

MINUTES

MONDAY, June 20, 2011, 6:00 PM

1. CALL TO ORDER

Staff Liaison Craig K. Murray called the meeting to order at 6:07 p.m.

2. ROLL CALL

Present: Committee Members Beyaert, Clark, Garrett, Gilbert, Gordon, Ham, Hanna, Helvarg, Hite, Kortz, Martinez, Rosing, Smith, C., Smith, N., Soto, Stello, Sundance and Whitty.

Absent: Committee Member Glendenning

Staff Present: Gayle McLaughlin, Mayor; Marilyn Langlois, Community Advocate, Mayor's Office; Craig K. Murray, Staff Liaison/Development Project Manager II, Community & Economic Development Department/Redevelopment; Scott Dickey, Chief Deputy City Attorney.

3. WELCOME AND MEETING PROCEDURES

Staff Liaison Murray presented the meeting procedures and discussed the Speaker Card process.

Mayor McLaughlin welcomed the Point Molate Community Advisory Committee and audience to the first meeting. Mayor introduced Committee Member Bruce Beyaert, discussed his background with Pt Molate, and asked Beyaert to Chair meeting until Committee Officers have been elected.

4. AGENDA REVIEW AND ADOPTION

Beyaert moved to accept the Agenda. Passed unanimously.

5. OPEN FORUM

Don Gosney, Richmond resident – commented on accessibility of meeting documents.

6. ESTABLISH DAY, TIME, LOCATION TO HOLD COMMITTEE MEETINGS

Beyaert presented that the current day, time, location for the Point Molate Community Advisory Committee (PMCAC) is the Multi-Purpose Room and meetings held from 6:00 pm to 8:30pm during the third Mondays on a monthly basis

1. Staff member Langlois indicated that during Committee selection process the third Mondays were selected amongst Committee Members as an acceptable date
2. Hanna spoke in regards to the start time and if it could be held later
3. With Soto's acceptance of the Beyaert amendment, the meetings will end at 9:00pm and that PMCAC move the meeting start time to 6:30pm and end at 8:30pm. Martinez seconded. Committee Members voted in favor (17) to (1) Garrett against, (0) abstentions.

7. SELECTION OF A COMMITTEE CHAIR AND VICE-CHAIR

A. CHAIR NOMINATIONS AND SELECTION

1. Beyaert opened Nominations for Chair and nominated Whitty. Comm. Seconded.
2. N.Smith nominated Joan Garrett for Chair and Comm.seconded.
3. Whitty and Garrett spoke in regards to the Chair position.
4. Comm. Provided written ballots to Staff Liaison for position of Chair and Beyaert confirmed with Staff Liaison that Garrett received 12 votes and Whitty received 6 votes. Garrett is Chair.

B. VICE CHAIR NOMINATIONS AND SELECTION

1. Chair Garrett called for nominations of Vice Chair.
2. Helvarg nominated Whitty. Comm. Seconded.
3. Sundance nominated Beyaert. Comm. Seconded.

4. Whitty and Beyaert spoke in regards to Vice Chair position.
5. Comm. Provided written ballots to Staff Liaison for position of Vice Chair and Chair Garrett confirmed with Staff Liaison that Beyaert received 13 votes and Whitty received 5 votes. Beyaert is Vice Chair.

8. ADOPTION OF MISSION STATEMENT

1. Written draft Mission Statement distributed in Agenda Packet and discussed
2. Martinez requested that under 3rd point the word encouraging should change to encourage
3. Discussion regarding adoption at future meeting and if clarification of word Developers should also include others such as Planners
4. Soto offered a substitute motion for a Mission Statement to create a plan for Pt. Molate
5. Vice Chair Beyaert cautioned that City Council didn't give Committee authority to create a plan as they've already adopted a Reuse Plan and PMCAC doesn't have funding to hire contractors to prepare a new plan
6. Whitty indicated that she liked the lead paragraph of the draft Mission Statement
7. Vice Chair Beyaert indicated that words such as environmentally, culturally and economically sustainable could be included. Soto concurred.
8. Chair Garrett stated that Mission Statement will need to concur with authority provided by City Council and can include budget and discussion of costs and what Committee can do.
9. Sundance provided comments on City Council input and all other local government jurisdictions
10. Helvarg provided a substitute motion for a PMCAC Mission Statement: "The Point Molate Community Advisory Committee will work to promote development of Point Molate as an exemplary site for the City of Richmond as expressed by the people of Richmond and their elected officials." Martinez seconded this motion.
11. Chair Garrett indicated that Mission Statement and Charter can be further discussed as a sub-committee
12. Stello noted that language is not withdrawn
13. Helvarg motion is voted on unanimously.

9. SELECTION OF SUB-COMMITTEES

1. Soto recommended a By-Laws Sub-Committee.
2. Vice Chair Beyaert recommended an Environmental Sub-Committee because the clean-up and restoration are the first subject.
3. Whitty recommended a Technical Advisory Committee as the Main Sub-Committee and discussed this Sub-Committee's function as part of the US Navy Restoration Advisory Board.
4. Soto recommended a Clean-Up and Restoration Sub-Committee
5. Soto recommended a By-Laws Committee. This Sub-Committee to provide input regarding additional sub-committees. C.Smith seconded.
6. Chair Garrett recommended a Finance, Budget, Legal and a Public Outreach to Community Sub-Committee.
7. Deputy Chief City Attorney Dickey stated that there is a Motion and a 2nd on By-Laws Committee, PMCAC should take action on that before continuing. Dickey also cautioned Committee Members that they can only affect those duties delegated by City Council to this Committee. Additional Committees and work outside this City Council-delegated scope would not be recognized.
8. Call to vote on Soto request for a By-Laws Sub-Committee. Passed unanimously.
9. Chair Garrett polled each attending Committee Member of what subcommittees they are interested in having created: Sundance- Clean-Up and Restoration; Martinez – Finance and Public Outreach; Gilbert – Clean-Up and Restoration; Garrett – Land Use; Ham – Plans and Communication with Developers; Beyaert – Land Use and opined that land use is of broad interest to the entire committee and suggested that we try dealing with it as a committee of the whole rather than splitting off as a Subcommittee; Helvarg – By-Laws, Legal, Restoration; Soto – Clean-up, Legal, Restoration, Community Engagement, Finance; Chair Garrett – Economic Development, Operations & Developer Coordination, Security Services; Hite – In concurrence with those stated; Gordon – stated can't do anything until get Pt. Molate environment cleaned-up; Stello – Clean-Up and Development;

10. Helvarg moved that the following Sub-Committees be selected: By- Laws, Clean-Up and Restoration, Finance and Legal. Vice Chair Beyaert seconded noting that Clean-Up involves surface and sub-surface restoration. Soto called for question. Passed unanimously.

10. STAFF REPORTS

A. PRESENTATION BY CITY ATTORNEY REGARDING OPEN MEETING AND CONFLICT OF INTEREST LAWS

1. Chief Deputy City Attorney Dickey provided PowerPoint notes on Brown Act Training and provided a PowerPoint presentation on the duties of the Committee in relation to the Brown Act. Dickey summarized information in presentation. Dickey noted that although the PMCAC is under the Brown Act, the PMCAC is not currently subject to Conflict of Interest Laws , but may be in the future, and indicated that the City Attorney's Office will provide follow-up training on Conflicts of Interest if and when such training becomes necessary.
2. Chair Garrett called for those in audience wanting to speak.
3. Don Gosney commented on the 72 hour posting rule and availability of documents same as the Committee to the general public. Gosney also commented that it is difficult to view Agenda and documents in buildings closed during these 72 hours. Dickey commented that Agenda is posted outside bulletin board and agreed that public has right to entire Board packet within this posting time and that these documents can additionally be posted in the Main Library.
4. Dickey cautioned Committee members that Committee individual documents (emails, photos and such) as they relate to work on this Committee can be called up from the public under the Brown Act and a Public Records Request.
5. C. Smith moved to extend meeting for another 20 minutes until 8:20pm. Comm. Ham seconded. Passed unanimously.

B. CURRENT ENVIRONMENTAL CLEAN-UP PROCESS

1. Committee reviewed written report by Terraphase on the environmental clean-up process at Pt. Molate.
2. Stello inquired and received confirmation that funding for Terraphase is via US Navy clean-up dollars to City via Developer Upstream. Terraphase is environmental consultant working under guidance of the State of California Water Board and agreement between City of Richmond and Upstream.
3. Beyaert requested in future a complete City budget from entering the initial LDA with Upstream showing income and expenditures by purpose; e.g. Security, Maintenance and Environmental Cleanup.
4. Chair Garrett called for those in audience wanting to speak
5. Don Gosney stated that he was not able to view the written report from Terraphase and indicated that the Water Board is instrumental in the process and Water Board should be invited to speak to this Committee. Gosney also indicated that he checked with USN Rep. Michael Bloom and neither knew about a UST (underground storage tank) under Building 6. Gosney indicated that Building 6 is in a deteriorated condition and experiences significant water inflows. Gosney stated that IR Site 3 will require over 100,000 cubic yards of dirt to be removed. Gosney suggested that Committee should schedule a tour.
6. Sundance inquired where the damage to Bldg. 6. Gosney indicated in the middle & north end of building.

C. WEBSITE

1. Committee received written report on Website location for the PMCAC. URL: <http://ca-richmond2.civicplus.com/index.aspx?NID=2442>

D. POINT MOLATE BEACH PUBLIC ACCESS

1. Soto moved to continue items 10d., 11, 12 and 13 to the next regularly scheduled meeting. Chair Garrett requested that Mayor speak to item 12 in last few minutes prior to meeting close. Kortz seconded. Passed unanimously.

11. FUTURE AGENDA ITEMS

- A. COMMITTEE REQUESTS FOR FUTURE AGENDA ITEMS
- B. FUTURE AGENDA ITEMS

(Item continued to next regularly scheduled meeting of July 18)

12. CITY COUNCIL LIAISON REPORTS

a. Report by Mayor McLaughlin that she will be the interim Councilmember reporting to the Advisory Committee until City Council appoints a regular City Council representative.

13. CHAIR AND SUB-COMMITTEE REPORTS

(Item continued to next regularly scheduled meeting of July 18)

14. Adjournment

Chair Garrett moved to adjourn meeting at 8:18pm. Vice Chair Beyaert seconded. Passed unanimously.

15. SCHEDULED MEETINGS

Committee Meeting –

Monday, July 18, 2011, 6:30 p.m., Multi-Purpose Room, 440 Civic Center Plaza.

Minutes respectfully submitted by:



Craig K. Murray, PMCAC Staff Liaison