

**RICHMOND, CALIFORNIA, April  
17, 2012**

The Richmond City Council Evening Open Session was called to order at 5:09 p.m. by Mayor Gayle McLaughlin.

**ROLL CALL**

**Present:** Councilmembers Beckles, Boozé, Butt, Ritterman, Vice Mayor Rogers and Mayor McLaughlin. **Absent:** Councilmember Bates (arrived after adjourning to Closed Session).

**PUBLIC COMMENT**

None.

**ADJOURN TO CLOSED SESSION**

The Evening Open Session adjourned to Closed Session at 5:10 p.m.

**CITY COUNCIL**

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:

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

The Closed Session adjourned at 6:20 p.m. The Regular Meeting of the Richmond City Council was called to order at 6:38 p.m. by Mayor Gayle McLaughlin who led the Pledge of Allegiance to the Flag.

**REGULAR MEETING OF THE RICHMOND  
CITY COUNCIL**

**ROLL CALL**

**Present:** Councilmembers Bates, Boozé, Butt, Ritterman, Vice Mayor Rogers, and Mayor McLaughlin. **Absent:** Councilmember Beckles arrived at 6:43 p.m.

**READING OF THE CODE OF ETHICS**

City Clerk, Diane Holmes, read the Code of Ethics.

**STATEMENT OF CONFLICT OF INTEREST**

Councilmember Butt stated conflict of interest on Item J-1 because his architectural firm does business with the West Contra Costa Unified School District.

**OPEN FORUM FOR PUBLIC COMMENT**

Officer Larry Lewis thanked everyone who attended the PAL Luncheon on March 29, 2012. Officer Lewis also stated that Sharonda Williams from Richmond is competing in track and field for the Olympics in London this summer and is in need of donations.

Don Gosney stated that the union of Plumbers and Steamfitters Local 342 donated \$5,000 to help Sharonda Williams make it to the summer Olympics for track and field.

Greg Feere stated his union donated \$2,500 to Sharonda Williams to assist her in the summer Olympic try-outs.

Jose Rivera announced that “Occupy Earth Day” will be on Friday, April 20, 2012, starting at 4:30 p.m. at the Richmond Bart Station and ending with a rally in front of City Hall at 5 p.m.

Antwon Cloird stated that the community needs hope and many jobs are needed.

Eleanor Thompson thanked everyone who participated in the march last week in honor of Trayvon Martin.

Darion Bratton stated that he has been unemployed for two years and the community needs jobs.

Kathleen Sullivan, Chairperson for the Contra Costa Chapter of Black Women Organized for Political Action, announced that their next meeting will be held at 820 23<sup>rd</sup> Street, Richmond on Saturday, April 21, 2012 from 10 a.m. to 12 p.m.

Cordell Hindler stated that the Richmond Main Library needs to extend its hours of operation and be open on Sundays.

Billy Alexander gave comments regarding the recent trial of the Richmond police officers against the Police Chief and the City.

Andres Soto thanked Michael Beer for organizing the Richmond Silly Parade. Mr. Soto also thanked Councilmember Butt for publishing the results of Councilmember Boozé's survey from the community.

Mark Wassburg spoke against the survey results published by Councilmember Butt.

Juan Reardon congratulated the City for its recent victories in court against Chevron and some of the Richmond police officers.

Texanita Bluit announced that the Richmond branch of the NAACP is in the process of re-establishing itself.

Michael Parker stated that the City has not won against Chevron because they continue to appeal the courts' decisions.

Marilyn Langlois expressed gratitude for the opportunity to have worked in the Mayor's Office over the past 5 years.

Antonio Medrano, West Contra Costa Unified School District boardmember, stated that individuals from the State came to visit Hanna Ranch and Olinda schools. Both schools received “The Distinguished School Award.”

Shirley Bodie announced that she has recently formed a group in North Richmond called “Unity within the Community”.

Tracy Reed stated that something needs to be done about many convenience stores and gas stations in the city who sell pornography, which is easily accessible to the youth.

Michael Beer announced that” Richmond Tales Family Literacy and Healthy Living Festival” will be on Sunday, April 29, 2012, at the Richmond Civic Center from 12 p.m. to 4 p.m.

Sims Thompson stated that many street lights along Barrett Avenue are not working and need to be repaired.

Pam Saucer-Bilbo thanked Councilmember Boozé and City Manager, Bill Lindsay, for working with the Men and Women of Valor.

Rev. Wesley Ellis stated that none of his comments are attacks directed at anyone.

Emerald Nelson supports Alten Construction and their project in Richmond because it would provide many residents with jobs.

Maxine Henagan commented that there is a lack of respect and decorum among the City Councilmembers. Mrs. Henagan also stated that many streetlights are still out along the Richmond Parkway.

Eduardo Martinez stated that the Point Molate Beach Clean-Up will be on Saturday, April 21, 2012, from 10:30 to 1:30 p.m.

Raymond Landry stated he and hundreds of other community members were not able to complete

the survey regarding Councilmember Booze and stated they are in full support of him.

*(Councilmember Booze stated that he did not ask Councilmember Butt to request that the community respond to a survey about him).*

### **AGENDA REVIEW**

None.

### **PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS**

Mayor McLaughlin and Councilmember Beckles presented a proclamation in honor of Cesar Chavez's birthday to Doria Robinson from Urban Tilth and Jennie Huerta from Youth Together. Cordell Hindler gave comments.

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

City Attorney, Bruce Goodmiller, stated that there were no reportable actions taken during closed session.

### **CONSENT CALENDAR**

On motion of Councilmember Ritterman, seconded by Councilmember Beckles, all items marked with an asterisk (\*-) were approved by the unanimous vote of the City Council.

\*- Approved the purchase of two 2012 Ford F-150 trucks from Serramonte Ford in Colma, for use by the Code Enforcement Unit of the Police Department, and the Engineering Department, in an amount not to exceed \$34,000

\*- Approved a four-year contract with The Omega Group for the continued maintenance of the police department's existing CrimeView software, in an

amount not to exceed \$32,000, from July 1, 2011, to June 30, 2015

\*- Approved a contract for the continuation of services for on-site advocates to assist victims of domestic violence and sexual assault for the period January 1, 2012, to December 31, 2012, with Community Violence Solutions (CVS), in an amount not to exceed \$71,851.

\*- Adopted **Resolution No. 47-12**, accepting the 2011 Edward Memorial Justice Assistance Grant (JAG) funds in the amount of \$103,081.

\*- Adopted **Resolution No. 48-12**, authorizing placement of liens and special assessments for unpaid garbage collection service fees on County property tax records.

\*- Approved a contract with Delta Grinding Inc., dba Diablo Grinding, Inc., for rental of street paving grinding equipment in an amount not to exceed \$175,000 per year.

\*- Approved the purchase of 11 sets of Globe Millenia G-Xtreme and PBI personal protective clothing from L.N. Curtis for the new firefighter trainees in the amount of \$59,393.82.

\*-Approved a contract with Turner Group Construction to provide advanced instructional and work experience services for RichmondBUILD and YouthBUILD participants related to improvements to the City-owned building located at 2705 Macdonald Avenue. Contract term will be April 18, 2012, through December 31, 2012, in an amount not to exceed \$75,900.

\*- Approved an amendment to a contract with Rubicon Programs, Inc. to provide a Reentry Legal Services and a Policy Director, increasing the contract amount by \$27,607 for a total amount of \$37,607, and extending the contract term until June 30, 2012. This position plays a key role in addressing public safety and community needs associated with Richmond's growing reentry population.

\*- Authorized the city manager to execute a seven-year lease agreement between the City of Richmond and the Watershed Nursery at 601 A Canal Boulevard.

\*- Approved the purchase of two new samplers from Teledyne ISCO® for monitoring Industrial Dischargers for the Source Control Program (in order to comply with 40 CFR Part 403.8(f) (v)) in an amount not to exceed \$37,750.

\*- Approved the minutes of the March 27, 2012, Special Meeting of the Richmond City Council.

\*- Adopted **Resolution No. 49-12**, in support of renaming the Eastshore State Park to McLaughlin Eastshore State Park in honor of Sylvia McLaughlin.

\*- Adopted **Resolution No. 50-12**, authorizing the creation of the Richmond Poet Laureate Program

### **PUBLIC HEARINGS**

City Clerk, Diane Holmes, announced that this was the time pursuant to published notice, to hear the matter to adopt an order of vacation for the cul-de-sac portion of South 11th Street, adjacent and south of Florida Avenue, and currently bisecting the campus of the Richmond College Prep Charter School. City Engineer, Edric Kwan, gave an overview of the matter. Mayor McLaughlin declared the public hearing open. There were no public speakers. Councilmember Beckles, seconded by Councilmember Ritterman, closed the public hearing, by the following vote: **Ayes:** Councilmembers Bates, Beckles, Booze, Ritterman, Mayor McLaughlin, and Vice Mayor Rogers. **Noes:** None. **Absent:** Councilmember Butt. **Abstain:** None. A motion by Councilmember Beckles, seconded by Councilmember Ritterman, adopted **Order of Vacation No. 906**, by the following vote: **Ayes:** Councilmembers Bates, Beckles, Booze, Ritterman, Mayor McLaughlin, and Vice Mayor Rogers. **Noes:** None. **Absent:** Councilmember Butt. **Abstain:** None.

City Clerk, Diane Holmes, stated that this was the time set pursuant to published notice to consider

adopting resolutions certifying the General Plan Environmental Impact Report and adopting the August 2011 Draft Richmond General Plan 2030 document with the specific amendments to various Richmond General Plan 2030 policies and implementing actions as recommended by the Planning Commission. A motion was made by Councilmember Ritterman, seconded by Councilmember Beckles, that the City Council allow all of the speakers and staff to give their comments first and that the City Council hold their questions until the end of all of the testimony. A substitute motion was made by Councilmember Booze, seconded by Councilmember Bates, to allow Councilmembers to be able to ask questions of speakers and staff as they make their comments to the City Council. Councilmember Ritterman called for the question. The motion to call for the question passed by the following vote: **Ayes:** Councilmembers Beckles, Booze, Ritterman, Butt, and Mayor McLaughlin. **Noes:** Councilmembers Bates and Vice Mayor Rogers. **Absent:** None. **Abstain:** None. The substitute motion failed by the following vote: **Ayes:** Councilmembers Bates, Booze, and Vice Mayor Rogers. **Noes:** Councilmembers Beckles, Butt, Ritterman, and Mayor McLaughlin. **Absent:** None. **Abstain:** None. The original motion passed by the following vote: **Ayes:** Councilmembers Beckles, Ritterman, Butt, and Mayor McLaughlin. **Noes:** None. **Absent:** None. **Abstain:** None. City Clerk, Diane Holmes, stated that the following persons or organizations submitted letters to the City Council regarding the general plan: DP Security, Black American Political Action Committee (BAPAC), The Council of Industries, David Offen-Brown, Katrinka Ruk, Purdy Family Partnership, Jessica Hendricks, and the REDI Coalition. City Manager, Bill Lindsay, Planning Director, Richard Mitchell, and Planner, Hector Rojas gave an overview of the matter. Mayor McLaughlin declared the public hearing open. The following individuals gave comments: Michael Holmes, Gerardo Blum, Dan Tanzo, Charles Cavness, Lloyd Madden, Torn Nompraseurt, Lipo Chanthanasack, Theresa Karr, Virginia Finlay, Paul Larudee, Melvin Willis, Mark Wassberg, Maria Alegria, Rev. Mary Louise Hintz, Antonio Medrano, Silvia Ledezma, David Gesinger, Robbie Nash, Paul Minault, Michael Hernandez, Mike Mahoney, Dr.

Henry Clark, Greg Karras, Chris Thornberg, Andres Soto, Stanley Teaderman, Paul Seffrood, Richard Poe, Jerrold Hatchett, Jim Cannon, Joel Torres, Judith Morgan, Fred Glueck, Katrinka Ruk, Barbara O'Neill, Gary Levin, Jim Holland, John Troughton, Scott Littlehale, Nita Sismouth, Boonthong Karnsouvong, Khamphay Phahongchanh, Greg Feere, Antwon Cloird, Tarnell Abbott, Michael Parker, Bea Roberson, Marilyn Langlois, Judith Malamut, Bea Hulse, Bipin Sitaram, Robin Jennings, Maxine Henegan, Barbara Smith, Don Gosney, Terry Galloway, Michael Hadd, Kio Saechao, Bob Sloat, Jan Mignoni, Aram Hodess, Marsha Tomassi, Becky Ross, Mary Selva, Eduardo Martinez, Dr. Raymond Landry, Willie Cox, Ken Burns, Jeff Lee, Peter Duerigan, Stuart Littell, Garland Ellis, Judith Malamut, Maxine Henagan, Nathan Trivers, Tracey Rattray, Jeffrey Belvin, Reginald Russell, Eleanor Thompson, and Vicky Martinez. A motion by Councilmember Booze, seconded by Councilmember Butt, closed the public hearing by the unanimous vote of the City Council. This item was continued to the April 24, 2012, City Council meeting.

*(A motion by Councilmember Butt, seconded by Mayor McLaughlin, to extend the meeting 10 minutes to discuss Item K-2, passed by the following vote: Ayes: Councilmembers Beckles, Butt, Ritterman, Vice Mayor Rogers, and Mayor McLaughlin. Noes: Councilmembers Bates, and Booze. Absent: None. Abstain: None.)*

*(A substitute motion from Councilmember Booze, seconded by Councilmember Bates, failed by the following vote: Ayes: Councilmembers Bates and Booze. Noes: Councilmembers Beckles, Butt, Ritterman, Mayor McLaughlin, and Vice Mayor Rogers. Absent: None. Abstain: None)*

## **COUNCIL AS A WHOLE**

**CONTINUED** to the May 1, 2012, City Council meeting, the matter to direct staff to amend Richmond Municipal Code Chapter 2.38 to incorporate the requirements of California Government Code Section 84308.

The matter to authorize a contract with Wiss, Janney, Elsner Associates, Inc. (WJE) to provide additional structural and geotechnical evaluation to verify use of the Riggers Loft as essential services facility to accommodate the Port Security and Operations Center was presented by Councilmember Butt. The following individuals gave comments: Bea Roberson and Michael Parker. Discussion ensued. A motion by Councilmember Beckles, seconded by Councilmember Ritterman, to end debate, passed by the following vote: **Ayes:** Councilmembers Beckles, Ritterman, Butt, and Mayor McLaughlin. **Noes:** Councilmembers Bates, Booze, and Vice Mayor Rogers. **Absent:** None. **Abstain:** None A motion by Councilmember Ritterman, seconded by Councilmember Beckles, approved the contract, by the following vote: **Ayes:** Councilmembers Beckles, Butt, Ritterman, Vice Mayor Rogers, and Mayor McLaughlin. **Noes:** Councilmember Bates and Booze. **Absent:** None. **Abstain:** None.

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

None.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 12:34 a.m., to meet again on Tuesday, April 24, 2012, at 6:30 p.m.

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City Clerk

(SEAL)

Approved:

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Mayor