

RICHMOND, CALIFORNIA, April 15, 2014

The Regular Meeting of the Richmond City Council was called to order at 6:37 p.m. by Mayor McLaughlin who led the Pledge of Allegiance to the Flag.

ROLL CALL

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

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

Removed items G-1, G-3, G-5, G-8, G-10, G-14, G-16, and G-17 from the Consent Calendar to be heard at the end of the agenda; and removed Item G-19 from the Consent Calendar to be heard directly following the approval of the Consent Calendar. A motion was made by Councilmember Bates, seconded by Councilmember Rogers to move Item J-9 to be heard immediately following Item J-1 or J-2. Item J-9 was moved to be heard immediately following Item J-2 by the following vote: **Ayes:** Councilmembers Bates, Boozé, Rogers, Myrick, and Vice Mayor Beckles. **Noes:** Councilmembers Butt and Mayor McLaughlin. **Abstentions:** None. **Absent:** None. A motion was made by Councilmember Boozé, seconded by Councilmember Bates to move Item J-6 directly following Item J-9. After determining that there were no speakers for Item J-6, Councilmember Boozé requested to move Item J-6 to April 22, 2014, and have the item placed first on the agenda. The motion failed by the following vote: **Ayes:** Councilmembers Bates and Boozé. **Noes:** Councilmembers Butt, Rogers, Myrick, Vice Mayor Beckles, and Mayor McLaughlin.

PRESENTATIONS, PROCLAMATIONS, AND COMMENDATIONS

Mayor McLaughlin read a proclamation recognizing Day of Action on Military Spending and proclaiming April 15, 2014, as a "Day of Action on Military Spending." Jackie Thompson and Mark Wassberg gave comments.

OPEN FORUM FOR PUBLIC COMMENT

Antwon Cloird gave comments in support of the Chevron Refinery Renewal Project and the jobs the project presents.

Leonard Taylor gave comments regarding Measure C.

Jackie Thompson stated that Vice Mayor Beckles' comment that Councilmember Boozé was "showboating" was offensive. Ms. Thompson also stated that residents at Trinity Plaza were prohibited from sitting in the community room. She asked Councilmember Boozé and City Manager Bill Lindsay to follow-up on the issue.

Sharon Sanders gave comments regarding the Summer Employment Program. She also stated that there were no youth opportunities in the City of Richmond.

Mark Wassberg gave comments regarding the Hacienda Housing Complex.

Marilyn Langlois gave comments in support of California Assembly Bill AB 1876 - Jails and juvenile facilities: telephone service contracts.

Kacie Rixen stated that she had a question regarding eminent domain and left an e-mail address for the City Council.

Eleanor Thompson invited everyone to support the North Richmond Scholarship Fund Raiser Fashion Show— theme: I believe I can fly; May 31, 2014; 5:00 p.m. to 8 p.m., Richmond Recreation Complex, 3230 Macdonald Avenue.

Texanita Bluit stated that the City of Richmond must preserve and keep Doctor's Hospital. She also announced that the Richmond and Contra Costa Chapter of Black Women Organized for Political Action will host Angela Davis, Tuesday, May 27, 2014, La Revolucion Restaurant, 5:30 p.m. to 7:30 p.m., Tickets are \$25, contact Kathleen Sullivan or Texanita Bluit.

Joseph Puleo and James Austin gave comments regard the Chevron jobs that will be available.

Mike Parker gave comments regarding the Chevron Environmental Impact Report for the refinery upgrades.

Sims Thompson stated that the City of Richmond should spend funds on improvements to its streets, lights, etc.

Rosa Lara invited everyone to the Cinco de Mayo Annual Parade and Festival. She also thanked Councilmembers Bates, Booze, and Myrick for help in planning the festival. Ms. Lara invited other interested in helping to a planning meeting, April 16, 2014, 500 23rd Street.

Kathleen Sullivan announced that the Human Rights and Human Relations Commission will participate in the 2014 Statewide Conference on California Association of Human Rights, April 25,

2014, in the San Francisco Federal Building. Register at cahroconference@gmail.

CITY COUNCIL CONSENT CALENDAR

On motion of Councilmember Beckles, seconded by Councilmember Myrick all items under the City Council Consent Calendar marked with an (*) were approved by the unanimous vote of the City Council.

Continued to May 6, 2014, the matter to approve a contract amendment with Security Signal Devices, Inc. for intrusion and fire alarm system services for City buildings, increasing the original contract amount by \$400,000 for a total of \$550,000, with a term extending through June 30, 2017.

*Approved a three-year contract with Auto Door Systems, Inc. in an amount not to exceed \$100,000 for the initial three-year term, with the option to extend this contract for an additional two years.

Continued to May 6, 2014, the matter to approve the purchase of a pre-fabricated restroom building from CXT Inc. Precast Products to be placed at Marina Bay Park in an amount not to exceed \$166,778.54 and APPROVE a contract with Maloney Construction Inc. for the demolition and site preparation for the new restroom building at Marina Bay Park in an amount not to exceed \$205,359, which includes a 10% city-controlled cost contingency. The contract term will be from April 16, 2014, to December 31, 2014.

*Approved an amendment to the grant-funded contract with Turner Group Construction (Richmond) for construction and construction-related services relating to the renovation of Elm Play Lot and community building in an amount not to exceed \$55,000. The term of the contract is from May 21, 2013, to December 31, 2014.

Continued to May 6, 2014, the matter to approve the purchase of four Flash Cam-880SX security camera units from Q- Star Technologies for installation at the Corporation Yard in an amount not to exceed \$30,000, to improve security and to assist with the apprehension and prosecution of those illegally accessing the facility.

*Approved a one-year software maintenance agreement with Netmotion Wireless, Inc. that allows all police and fire personnel to access secured law enforcement databases from their vehicles, in an amount not to exceed \$20,000, with two one-year renewal options.

*Approved the purchase of a Digital Fire Extinguisher System from BullEx, Inc. for the purpose of training residential and business community

members on the proper indoor use and storage of fire extinguishers in the amount of \$14,088.

Continued to May 6, 2014, the matter to approve a Framework Agreement and Memorandum of Understanding (MOU) with the University of California, Berkeley for infrastructure development and municipal services associated with the proposed Richmond Bay Campus project.

*Approved a grant-funded contract with The California Maritime Academy for the provision of specialized marine response training services for the Richmond Fire Department in an amount not to exceed \$26,775.

Continued to May 6, 2014, the matter to approve a two-year contract with D.M.G. Janitorial Services for restroom cleaning services at Jay and Barbara Vincent Park, Shimada Park, Lucretia Edwards Park, Nevin Park, Nicholl Park, Martin Luther King Jr. Park (MLK), Booker T. Anderson Park (BTA) and the North Richmond Ballfield, in an amount not to exceed \$84,420 (\$42,210 per year), and for a term from July 1, 2014, to June 30, 2016.

*Adopted **Ordinance No. 6-14 N.S.** to establish the wages, salaries, and compensation for the classifications represented by the Richmond Fire Management Association (RFMA) in the City's classified service.

*Adopted **Resolution No. 29-14** approving a Memorandum of Understanding (MOU) between Richmond Police Management Association (RPMA) and the City of Richmond. The MOU will be effective from January 1, 2014, through December 31, 2016, and provides for a 3% annual salary increase each January 1 for the years 2014, 2015, and 2016. The salary increase is offset by RPMA members contributing an additional 1% per year toward CalPERS pension cost (3% over the life of the contract, for a total contribution of 12% at the end of the term).

*Introduced an ordinance for first reading to establish wages, salaries, and compensation for the classifications represented by the Richmond Police Management Association (RPMA) in the City's classified service, and repealing Ordinance No. 40-06 N.S.

Continued to May 6, 2014, the matter to approve a contract with Liebert Cassidy Whitmore MP in the amount of \$100,000 to continue contract negotiations, legal consultation, and employee training for the period April 15, 2014, through December 31, 2014.

*Received a monthly report on the Richmond Municipal Sewer District for March 2014.

Continued to May 6, 2014, the matter to approve a grant-funded contract with TransMetro Inc. for the continuation of the Greenprint "Easy Go" bicycle lease and Kids CAB programs in the amount of \$224,408; and accept and appropriate \$203,291 in Congestion Mitigation Air Quality (CMAQ) grant funds to the Fiscal Year 2013-2014 and Fiscal Year 2014-2015 budgets, and \$21,117 for staff support as a local match.

Continued to May 6, 2014, the matter to approve the following commission appointments and re-appointments: Community Development Commission: Jackie Thompson, incumbent, term ending March 21, 2017; Housing Advisory Commission: Sherry Lynn Fuzesy, new appointment to complete unexpired term of Antheia Harrison-Farr, term ending November 1, 2015; Workforce Investment Board: Steve Bell, new appointment, no term expiration; Public Art Advisory Committee: Suzanne Tan, new appointment, term ending January 31, 2016.

(Item G-19, the matter to adopt an ordinance increasing the minimum wage in the City of Richmond to \$12.30 an hour by 2017, was removed from the Consent Calendar, and was heard immediately following the approval of the Consent Calendar. All other items removed from the Consent Calendar were placed at the end of the agenda for consideration.)

*Introduced an ordinance (first reading) to establish the wages, salaries, and compensation for the classifications in the Exempt and Confidential Management unit, and repealing Ordinance No. 21-05 N.S.

The matter to adopt an ordinance increasing the minimum wage in the City of Richmond to \$12.30 an hour by 2017 was presented by Mayor McLaughlin. The following individuals gave comments: Lou Buty, Mark Wassberg, Don Gosney, Mike Parker, Joseph Puleo, Bob Dabney, Marilyn Langlois, Millie Cleveland, and Eduardo Martinez. A motion was made by Vice Mayor Beckles, seconded by Councilmember Myrick to adopt an ordinance increasing the minimum wage in the City of Richmond to \$12.30 an hour by 2017. A substitute motion was made by Councilmember Rogers, seconded by Councilmember Bates to continue the item for four weeks to allow the small businesses to address the City Council and direct the city manager to complete an analysis of the impacts of minimum wage, and to take the appropriate steps to notify all small business in the City of Richmond that the item was on the agenda. A second substitute motion was made by Mayor McLaughlin, seconded by Vice Mayor Beckles to conduct a study session April 22, 2014, and address the changes to some language in the proposed ordinance and hear from the city manager regarding outreach and his analysis report. Mayor

McLaughlin changed the study session date to May 6, 2014. The second substitute motion passed by the following vote: **Ayes:** Councilmembers Butt, Myrick, Vice Mayor Beckles, and Mayor McLaughlin. **Noes:** Councilmembers Bates, Boozé, and Rogers. **Abstentions:** None. **Absent:** None.

*Adopted **Ordinance No. 7-14 N.S.** establishing Health in All Policies as a strategy for improving health and health equity for the City.

PUBLIC HEARING

The City Clerk announced that it was time pursuant to public notice to hold a public hearing to consider an appeal by Jeff Sochet of the Design Review Board's approval of a Design Review Permit (PLN10-157) to construct a ±977 SF second-story addition and uncovered parking at 5120 Columbia Avenue. Planning and Building Services Director Richard Mitchell and Assistant Planner Kieron Slaughter gave an overview. Mayor McLaughlin declared the public hearing open. Jason Kaldis spoke as a representative of the appellant. Pedro Gonzalez and Roberto Peña spoke as the applicants. Garland Ellis and Jerry Yoshida gave comments. On motion of Councilmember Bates, seconded by Councilmember Rogers closed the public hearing by the unanimous vote of the City Council. A motion was made by Councilmember Myrick, seconded by Councilmember Boozé to uphold the Design Review Board's approval of a Design Review Permit (PLN10-157) to construct a ±977 SF second-story addition and uncovered parking at 5120 Columbia Avenue. The motion passed by the following vote: **Ayes:** Councilmembers Bates, Boozé, Butt, Myrick, and Rogers. **Noes:** None. **Abstentions:** Vice Mayor Beckles and Mayor McLaughlin. **Absent:** None.

RESOLUTIONS

The matter to (1) adopt a resolution to refer to the Planning Commission Consideration of Revocation for an electronic sign at Pacific East Mall, and (2) direct the Planning Commission to conduct a revocation hearing for the previous approval of the electronic billboard LED sign at Pacific East Mall was presented by Councilmember Butt. Project Manager Lori Reese-Brown and Planning Director Richard Mitchell gave comments. *(At 11:00 p.m. on motion of Councilmember Butt, seconded by Vice Mayor Beckles extended the meeting to 11:30 p.m. by the unanimous vote of the City Council.)* Councilmember Boozé requested Lori Reese-Brown to send a copy of the approval to complete the current LED sign to all Councilmembers. The following individuals gave comments: Don Gosney, Garland Ellis, Melvin Willis, and Terry Long. *(At 11:30 p.m. during Terry Long's comments, a motion was made by Councilmember Bates, seconded by Councilmember Myrick to extend the meeting for 15 minutes failed by the following*

vote: Ayes: Councilmembers Bates and Myrick. Noes: Councilmembers Boozé, Butt, Rogers, Vice Mayor Beckles, and Mayor McLaughlin. Abstentions: None. Absent: None. On motion of Mayor McLaughlin, seconded by Vice Mayor Beckles allowed Mr. Long the opportunity to finish his comments by unanimous vote of the City Council.) This item was continued to May 6, 2014, and will be placed as the first item under Resolutions.

Continued to May 6, 2014, the matter to adopt a resolution to protect the Coastal Prairie at the Richmond Field Station was presented by Vice Mayor Beckles.

Continued to May 6, 2014, the matter to adopt a resolution amending Richmond's Policy Against Workplace Harassment to: (A) specify time frame for initiating and concluding investigations, and (B) provide for notification to all involved parties was presented by Vice Mayor Beckles

COUNCIL AS A WHOLE

Continued to May 6, 2014, the matter to discuss and provide direction to staff regarding the amount of funding Holland and Knight obtained for the City of Richmond during the term of their contract.

Continued to May 6, 2014, the matter to approve a budget for a City of Richmond Youth Council in the amount of \$250,000 over five years beginning in Fiscal Year 2014-15 to provide for meaningful resources for a viable way for Richmond's youth to participate formally in regard to issues and concerns of the City of Richmond.

Continued to April 22, 2014, the matter to discuss and give direction to staff concerning changing our governing rules to reduce late night, lengthy meetings, which are routinely hurting the City's ability to take care of important business items

Continued to May 6, 2014, the matter to establish a hiring freeze of new and vacant positions until a balanced budget is approved.

Continued to May 6, 2014, the matter to discuss and provide direction to staff regarding approving a policy to determine the order in which items are placed on the City Council Meeting agendas.

Continued to April 22, 2014, the matter to receive an update regarding the coordination of a committee to address the concerns of Country Club Vista Homeowners.

Continued to April 22, 2014, the matter to direct staff to amend the Richmond Industrial Safety Ordinance to require a full-time Accidental Release Prevention Engineer at the Chevron Richmond

Refinery, paid for by Chevron.

Continued to May 6, 2014, the matter to request the mayor to agendaize an appointment or appointments to the Housing Authority Commission on the next City Council agenda.

Continued to May 6, 2014, the matter to discuss and make recommendations regarding the legal authority the City has to educate the community on the ½ cent sales tax ballot measure in the upcoming November 4, 2014, General Election to secure funding for street repairs and maintenance.

**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 11:35 p.m. in memory of Doug Bruce and Sylvia Schild to meet again on Tuesday, April 22, 2014, at 6:30 p.m.

City Clerk

(SEAL)

Approved:

Mayor