

**RICHMOND, CALIFORNIA, May 5, 2015**

The Richmond City Council Evening Open Session was called to order at 5:45 p.m. by Mayor Tom Butt.

**ROLL CALL**

**Present:** Councilmembers Eduardo Martinez, Gayle McLaughlin, Vinay Pimplé, and Mayor Tom Butt. **Absent:** Councilmembers Nathaniel Bates was absent the entire meeting. Councilmember Jovanka Beckles, and Vice Mayor Jael Myrick arrived after the City Council adjourned to Closed Session.

**PUBLIC COMMENT**

The city clerk announced that the purpose of the 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 - (Government Code Section 54956.9):**

Sherry Matthews vs. City of Richmond  
Jean Carney vs. City of Richmond

The Open Session adjourned to Closed Session at 5:46 p.m. Closed Session adjourned at 6:19 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:30 p.m. by Mayor Tom Butt who led the Pledge of Allegiance to the Flag.

**ROLL CALL**

**Present:** Councilmembers Eduardo Martinez, Gayle McLaughlin, Vice Mayor Jael Myrick, and Mayor Tom Butt. **Absent:** Councilmember Nathaniel Bates was absent the entire meeting. Councilmember Jovanka Beckles arrived at 6:31 p.m.

**STATEMENT OF CONFLICT OF INTEREST**

None.

**AGENDA REVIEW**

On motion of Councilmember Pimplé, seconded by Councilmember Martinez **continued Item H-2**, the matter to review options for an augmented street paving program using Measure U funds, and provide direction to staff, to the May 19, 2015, City Council Meeting by the following vote: **Ayes:** Councilmembers Beckles, Martinez, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** Councilmember McLaughlin. **Abstentions:** None. **Absent:** Councilmember Bates.

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

Mayor Butt presented a proclamation recognizing May 14, 2015, as Bike to Work Day to Richmond City Rides and Bike Eastbay. Leonard Taylor gave comments.

## **REPORT FROM THE CITY ATTORNEY OF FINAL DECISIONS MADE DURING CLOSED SESSION**

City Attorney Bruce Reed Goodmiller reported that there were no reportable actions.

## **OPEN FORUM FOR PUBLIC COMMENT**

Leonard Taylor gave comments regarding the Cinco de Mayo Parade and Festival held over the weekend. He also gave comments regarding rent control.

Antwon Cloird gave comments regarding the My Brother's Keeper Summit.

Gerald Hatchett announced that Juneteenth would be celebrated in the City of Richmond on Saturday, June 20, 2015.

Darrell Caraway stated that the City of Richmond was sustaining an atmosphere of frustration for the residents

Veronica Keeton gave comments regarding rent control and just case for eviction.

Lionel Johnson stated that Code Enforcement staff did a wonderful job assisting the Santa Fe residents with the neighborhood cleanup.

Mark Wassberg gave comments regarding morals.

Eleanor Thompson gave comments regarding the My Brother's Keeper event.

Richard Stollings expressed concern regarding the Richmond Police Department's phone system.

Alice Powell gave comments regarding rent control. She also stated that someone came to her home to speak with her regarding rent control, and Ms. Powell questioned whether it was proper protocol.

Amy Lee Anderson expressed concern whether an item regarding targeted individuals would be placed on the City Council Agenda. She also expressed concern regarding the Nevin Housing complex.

Naomi Williams invited citizens to a free health fair May 13, 2015, at the Richmond Memorial Auditorium, \$5 pancake breakfast at 7:30 a.m.; health

fair at 9:00 a.m.

### **CITY COUNCIL CONSENT CALENAR**

On motion of Councilmember Beckles, seconded by Vice Mayor Myrick approved all the items marked with an (\*) by the unanimous vote of the City Council.

\*Approved a contract with Jim Libien of Renne Sloan Holtzman Sakai to provide consultant services to assist in developing workers' compensation "carve-out" agreements in an amount not to exceed \$75,000.

\*Approved a contract with Jim Libien of the law firm Renne Sloan Holtzman Sakai to provide consultant services regarding closing open workers' compensation claims in an amount not to exceed \$28,500.

\*Approved the four-year lease acquisition of 77 automatic external defibrillator (AED) devices from Univest, pediatric defibrillator pad/battery packs, and related compliance services from Devices for Life, for a combined total cost of \$106,937.50.

\*Adopted **Resolution No. 41-15** approving standing contracts for as-needed engineering design services with six firms (A-N West, BKF Engineers, Harris & Associates, Mark Thomas & Company, NCE, and PSOMAS) in an amount not to exceed \$600,000 per firm over a three-year period, with an option to extend the contracts for two years.

\*Approved a contract amendment with Yannet Torres, DBA Cardio Dance Studio, to continue the Richmond Senior Center Zumba Gold Program, increasing the contract amount by \$6,000 for a total contract amount not to exceed \$16,000, and extending the term to December 31, 2015.

\*Approved the purchase of three (3) 2015 Ford Explorer Utility Vehicles from Wondries Fleet Group (Alhambra, CA) in an amount not to exceed \$98,000, with funding for the purchase from the fire prevention services contract with Chevron.

\*Adopted **Resolution No. 42-15** approving the FY 2015-2016 Engineer's Report for the Hilltop Landscape Maintenance District ("HLMD"), declaring the Council's intention to increase the annual assessment in the HLMD, and announcing a public hearing about the proposed increased assessment on June 16, 2015, at 6:30 PM in the City Council Chambers at 440 Civic Center Plaza in the City of Richmond.

\*Adopted **Resolution No. 43-15** approving the FY 2015-2016 Engineer's Report for the Marina Bay Landscaping and Lighting Maintenance District, declaring the Council's intention to increase the annual assessment in the Marina Bay Landscaping and Lighting Maintenance District, and announcing a public hearing about the proposed increased assessment on June 16,

2015, at 6:30 PM in the City Council Chambers at 440 Civic Center Plaza in the City of Richmond.

\*Approved revisions to 2015 appointments to Regional Committees, Ad Hoc Committees and Liaison Positions.

\*Directed staff to initiate a 45-Day Notice for a Public Hearing to consider the adoption of a multi-year sewer service rate structure in compliance with noticing requirements of Proposition 218.

\*Directed staff to send a letter to Governor Brown in support of state funding of all Adult Education programs in the state and send copies of the letter to State Senator Hancock and State Assembly Member Thurmond.

\*Received a written report on the Richmond Municipal Sewer District for the month of March 2015.

\*Proclamation to Their Angels declaring May 2015 as National Military Appreciation Month.

**\*CONTINUED TO MAY 19, 2015**, ADOPT a resolution by the City Council of the City of Richmond opposing the transportation of hazardous fossil fuel materials including coal and petroleum coke ("petcoke") along California waterways, through densely populated areas and through the City of Richmond; calling on the Bay Area Air Quality Management District board to regulate the storage, handling, and transportation of coal and petcoke; and directing staff to research similar pollution mitigation measures.

\*Approved a contract with Environmental Science Associates (ESA) to complete a City of Richmond Climate Action Plan (CAP), in an amount of \$299,832, with a City-controlled contingency amount of \$15,000, for a total contract amount not to exceed \$314,832, with contract costs and related costs for project management, legal and environmental review funded by the Chevron Environmental and Community Investment Agreement.

### **ITEMS CONTINUED FROM PREVIOUS MEETINGS**

**CONTINUED to May 19, 2015, City Council Meeting**, the matter to review options for an augmented street paving program using Measure U funds, and provide direction to staff.

In the matter to receive the first monthly update from the members of the WCCUSD/City Coordination Ad Hoc Committee, Mayor Butt gave an overview and Councilmember Martinez and McLaughlin gave a report. The committee has been discussing Charter schools and Richmond Promise. Council Intern Nick DelGado gave a PowerPoint Presentation which covered the goals of the committee including current and future discussions, and the Local Control Funding Formula. The Richmond

promise will be presented at the May 26, 2015, City Council Special Meeting.

### **PUBLIC HEARINGS**

The matter to hear testimony regarding formation of the Richmond Tourism Marketing District and adopt a Resolution of Intention to Disestablish the Richmond Tourism Business Improvement District was presented by Economic Development Administrator Janet Johnson. The public hearing was declared open. There were no speakers. On motion of Vice Mayor Myrick, seconded by Councilmember Beckles closed the public hearing by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Bates. On motion of Vice Mayor Myrick, seconded by Councilmember Beckles adopted **Resolution No. 44-15** by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Bates.

In the matter to receive testimony regarding the Five Year Consolidated Plan for 2015-2020 and adopt a resolution approving the Five Year Consolidated Plan and authorizing its submittal to the Department of Housing and Urban Development (HUD) Housing and Community Development Director James Goins gave an overview of the item and Jene Levine-Snipes gave a presentation which included a PowerPoint Presentation. The presentation highlighted: Consolidated Planning Process Overview, preliminary findings (data analysis and citizen participation), recommended goals, and applications received. The public hearing was declared open. The following individuals gave comments: Rigoberto Calocarevas, Elizabeth Jerde, Vicki Winston, Deborah Janke, Kris Jachens, Brian Villa, Gemika Henderson, Fabiola Gonzales, Valerie Arvisu, Calvin Williams, Chysandra Nair, and Yvonne Nair. On motion of Vice Mayor Myrick, seconded by Councilmember McLaughlin closed the public hearing by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Bates. On motion of Vice Mayor Myrick, seconded by Councilmember Martinez adopted **Resolution No. 45-15** by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Bates.

**Item J-1 was inadvertently agendized under Ordinances; however it was a Public Hearing.** The matter to introduce an ordinance amending the definitions in Richmond Municipal Code Section 15.04.020, the uses listed in Sections 15.04.100 through 15.04.250; and provisions relating to homeless shelters and transitional housing in Section 15.04.810.040, to bring the City's land use regulations into compliance with adopted amendments (Senate Bill (SB) 2 and SB

745) to Government Code Sections 65582, 65583 and 65589.5 was presented by Planning and Building Director Richard Mitchell, and Senior Planner Lina Velasco. The public hearing was declared open. There were no public speakers. On motion of Vice Mayor Myrick, seconded by Councilmember Martinez closed the public hearing by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Bates. On motion by Vice Mayor Myrick, seconded by Councilmember Martinez said ordinance received first reading and was laid over two weeks for second reading by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt. **Noes:** None. **Abstentions:** None. **Absent:** Councilmember Bates.

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

Councilmember Beckles reported that she attended a conference in San Diego the past weekend Sponsored by the California Endowment.

Councilmember Martinez reported that he attended the Cinco de Mayo Parade and Festival.

Vice Mayor Myrick reported that he also attended the Cinco de Mayo Parade and Festival and the My Brother's Keeper Summit.

Mayor Butt reported that he attended the California Preservation Conference in San Diego, a Stem Cell Conference for Men and Women of Color, and the My Brother's Keeper Summit.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:30 p.m. to meet again on Tuesday, May 19, 2015, at 6:30 p.m.

---

City Clerk

(SEAL)

Approved:

---

Mayor