

RICHMOND, CALIFORNIA, September 15, 2015

The Richmond City Council Evening Open Session was called to order at 5:08 p.m. by Mayor Tom Butt.

ROLL CALL

Present: Councilmembers Jovanka Beckles, Eduardo Martinez, Gayle McLaughlin, and Mayor Tom Butt.

Absent: Councilmember Nathaniel Bates, Vinay Pimplé, and Vice Mayor Jael Myrick arrived after the roll was called.

PUBLIC COMMENT

Richard Lompa, Dennis Dalton, and Leisa Johnson gave comments against agenda Item A-3 and expressed concerns regarding the City of Richmond's finances and budgets.

Donna Powers gave comments regarding item A-3, city tax rates paid by residents, and oversight of the City of Richmond's finances.

Gerald Feagley gave comments regarding Bay Area News Group Staff Writer Daniel Borenstein's April 28, 2015, report on the city's debt.

CITY COUNCIL

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.

A-1 LIABILITY CLAIMS - (Government Code Section 54956.9):

Googins vs. City of Richmond
Ney vs. City of Richmond

A-2 CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Subdivision [a] of Government Code Section 54956.9):

Monroe vs. City of Richmond

A-3 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code Section 54957.6):

Title: City Manager

The Open Session adjourned to Closed Session at 5:19 p.m. Closed Session adjourned at 6:39 p.m.

The Regular Meeting of the Successor Agency to the Richmond Community Redevelopment Agency and Richmond City Council was called to order at 6:42 p.m. by Mayor Tom Butt who led the Pledge of Allegiance to the Flag.

ROLL CALL

Present: Councilmembers Nathaniel Bates, Jovanka Beckles, Eduardo Martinez, Gayle McLaughlin, Vinay Pimplé, Vice Mayor Jael Myrick, and Mayor Tom Butt.
Absent: None.

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

A request by Mayor Tom Butt to remove Item I-23 from the City Council Consent Calendar was subsequently withdrawn.

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

City Attorney Bruce Goodmiller stated that there were no reportable actions.

REPORT FROM THE CITY MANAGER

City Manager Bill Lindsay announced that the second Climate Action Plan Community Workshop would be held on September 16, 2015, at 6 p.m. in the City Council Chambers. Mr. Lindsay reported that the grant proposal the City of Richmond submitted in conjunction with Pogo Park and other non-profit agencies, for completion of the Yellow Brick Road Project for safer neighborhoods and safe routes to school, was pending adoption of the staff recommendation by the California Transportation Committee (CTC) to fully fund the project in the amount of \$6.2 million dollars.

OPEN FORUM FOR PUBLIC COMMENT

Leonard Taylor gave comments regarding new ownership of the Hilltop Mall and renovation.

Dennis Dalton requested resolution to issues with bicycles on the Marina Bay promenade trail.

John Ozerberger expressed concerns regarding municipal bans in certain parks and suggested that the City of Richmond host more family-oriented events in parks.

Richard Lompa expressed concerns regarding taxes in Richmond.

Donna Powers gave comments regarding historic events that occurred in Richmond that surrounded investigations by the Federal Bureau of Investigations (FBI).

Eleanor Thompson invited Councilmembers to a Fashion Show held on Saturday, September 19, 2015, at 5:00 p.m. in the Richmond Memorial Auditorium to benefit young men of color in the juvenile system.

Mark Wassberg gave comments regarding morality and religious practices.

Naomi Williams announced the Commission on Aging Zydeco Dance on October 3, 2015, at 6:30 p.m. in the Richmond Memorial Auditorium; expressed gratitude for the Cutting and Carlson Boulevards street improvements in progress; and gave comments regarding celebrity events she recently attended at Kennedy High School.

Rick Perez, Patricia Perez, Edward Rippy, Eugene Ruyt, Gerald Smith, Linda Mohrbacher, Joel Britton, Marilyn Langlois, and Frank Runninghorse gave comments regarding the Richard “Pedie” Perez case and expressed concerns regarding the manner in which a complaint was handled by the Police Commission.

Belinda Thomas invited Councilmembers to the Reach Fellowship International Conference on Wednesday, September 23, 2015, at 10:00 a.m. to 4:00 p.m., at the City Council Chambers.

Herk Schusteff gave comments regarding the proposed Canyon Oaks Project in the El Sobrante area and expressed concerns regarding the reconnection to health, nature, and culture.

Bruce Bayaert provided a status update on the San Francisco Bay Trail Project and other proposed bay trails in Richmond.

Jim Hanson representing the California Plant Society requested that a special provision and language form the City of Richmond’s General Plan be added to item I-4 to promote and protect native plant species in Point Molate.

Therence James and Marilyn Langlois gave comments regarding issues with petitions recently circulated in Richmond.

Texanita Bluitt expressed concerns regarding the status of the Kennedy Swim Center renovation and the City of Richmond’s plans for healthcare services for Richmond residents. Ms. Bluitt also announced a meeting relative to healthcare on September 22, 2015, at 6:30 p.m. at the Bobby Bowens Progressive Center.

Mike Parker gave comments in support of the Perez family and problems with “big money in politics”.

**SUCCESSOR AGENCY TO THE RICHMOND
COMMUNITY REDEVELOPMENT AGENCY
CONSENT CALENDAR**

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

H-1 Adopted **Resolution No. 15-14** authorizing the execution of the Sixth Amendment to Agreement for Legal Services between the Successor Agency to the Richmond Community Redevelopment Agency and Holland &

Knight, LLP, increasing the payment limit by \$200,000 to an as-amended total of \$520,000, for services in connection with developing a Land Disposition Agreement for the for-sale housing component of the Miraflores Housing Project, to be funded by developer Miraflores Devco, LLC.

Councilmember Bates voted Noe.

*H-2 Adopted **Resolution No. 15-15** approving the Successor Agency to the Richmond Community Redevelopment Agency's Recognized Obligation Payment Schedule for the period January 2016 to June 2016 (ROPS 15-16b) pursuant to AB 1X26 and AB 1484.

CITY COUNCIL CONSENT CALENDAR

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

*I-1 Authorized the Library and Cultural Services Director to ACCEPT a grant from the California Library and Literacy Services (CLLS) in the amount of \$18,000; and APPROVE an amendment to the Fiscal Year 2015-16 operating budget to increase library fund revenue and expenditures in the amount of \$18,000 for the purpose of providing literacy services to City of Richmond.

*I-2 Approved (1) a Memorandum of Understanding (MOU) between Rubicon Programs, Inc. and LEAP-Richmond Public Library for GED preparation; and (2) an amendment to the Fiscal Year 2015-2016 operating budget for the Library and Cultural Services Department increasing library fund revenue and expenditures in the amount of \$15,800.

*I-3 Adopted **Resolution No. 87-15** to accept and appropriate \$727,553 in grant funds from the State Proposition 84 Grant for "Greening the Last Mile" Project on the Richmond Greenway; and approved a contract with The Watershed Project to complete community outreach, design, and the project management phase of the "Greening the Last Mile" Project on the Richmond Greenway in an amount not to exceed \$180,430. The contract term will be from October 1, 2015, to December 31, 2016.

(A motion by Councilmember McLaughlin, seconded by Vice Mayor Myrick, suspended the City Council meeting procedural rules and removed item I-4 from the consent calendar to allow an amendment to the item, passed by the unanimous vote of the City Council).

I-4 The matter to approve a three-year contract with D & H Landscaping, Inc. in an amount not to exceed \$250,140 for vegetation management services at Point Molate Very High Fire Severity Zone (VHFSZ), with a contract term from October 1, 2015, to June 30, 2018, was discussed by Councilmembers. California Plant Society Representative Jim Hanson provided recommended language from the City's General Plan to add as a special provision to the contract. A motion by Councilmember McLaughlin, seconded by Vice Mayor Myrick, directed staff to add a special provision of the General Plan policy

to the contract service plan to “promote and protect native plant species in natural areas as well as in the beach park to protect natural habitat and maintain the integrity of the hillsides, creeks, and wetlands,” passed by the unanimous vote of the City Council.

*I-5 Adopted **Ordinance No. 22-15 N.S.** (second reading) amending Richmond Municipal Code Article VI, Building Regulations by adding a new Chapter 6.47, Permit Process for Small Residential Rooftop Solar Systems, implementing provisions of AB 2188 by creating an expedited, streamlined permitting process for small residential rooftop solar systems.

*I-6 Adopted **Ordinance No. 23-15 N.S.** (second reading) of the City Council of the City of Richmond repealing Article III, Chapter 3.40 of the Richmond Municipal Code pertaining to the Community Development Commission.

*I-7 Approved the purchase of 69, 45-minute carbon cylinders from Cascade Fire Equipment Company for fire suppression functions in the amount of \$63,692.87.

*I-8 Adopted **Resolution No. 88-15** authorizing the City of Richmond to accept and appropriate \$223,022 in the annual Measure H funding from the Contra Costa County Health Services Division, and approved a one-year interagency agreement from July 1, 2015, to June 30, 2016, with the Contra Costa County Health Services Division to support the Fire Department's Emergency Medical Services Program.

*I-9 Approved a standing contract with First Vanguard for traffic signs and lines materials in an amount not to exceed \$50,000 per fiscal year from 2015 through 2018, with an option to extend the contract for an additional two.

*I-10 Adopted **Resolution No. 89-15** to accept and appropriate \$497,292 in grant funds from the Cal Fire Urban and Community Forestry Greenhouse Gas Reduction Fund, and approved a contract with Groundwork Richmond for community outreach, training, project management, tree-planting and maintenance in an amount not to exceed \$187,000. The contract term will be from October 1, 2015, to December 31, 2017.

*I-11 Approved a sole-source contract with Definitive Network, Inc. to provide remote electronic patient care reporting, on-site documentation, training and other support services in support of the Fire Department's emergency medical services program, in an amount not to exceed \$162,000 over a three-year period, commencing September 1, 2015, through June 30, 2018.

*I-12 Adopted **Resolution No. 90-15** authorizing state-reimbursed overtime and portal to portal pay for City of Richmond firefighters assigned to a state emergency incident.

*I-13 Approved a contract with the Oakland Private Industry Council to procure goods and services on behalf of

RichmondWORKS and in support of East Bay Works One Stop Career Center System for fiscal year 2015-2016. The contract term will be September 15, 2015, through September 30, 2016, in an amount not to exceed \$22,635.

*I-14 Approved the purchase of 122 fitted Safariland Second Chance Summit Series Threat Level IIIA ballistic vests from LC Action Police Supply LTD in an amount not to exceed \$87,552.

*I-15 Adopted **Resolution No. 91-15** to accept and appropriate \$87,552 in funding from the Edward Byrne Memorial Justice Assistance Grant (JAG) Program awarded to the Richmond Police Department for the purchase of 122 ballistic vests for sworn personnel.

*I-16 Adopted **Resolution No. 92-15** of intention to amend the contract between the California Public Employees' Retirement System and the Richmond City Council for employees sharing additional costs of three percent for classic local safety members in Richmond Fire Management Association (RFMA), International Association of Fire Fighters, Local 188 (Local 188) and Richmond Police Management Association (RPMA).

*I-17 Approved a renewal of the contract with the Oakland Private Industry Council to act as the contracting and vendor pay agent for individual training accounts (ITAs) and on-the-job training activities for the Workforce Innovation and Opportunity Act (WIOA) program participants. The contract term will be from September 15, 2015, through September 30, 2016, in an amount not to exceed \$70,728.

*I-18 Approved a three-year contract with NetFile, Inc. for professional services for e-filing and administration of Fair Political Practice Commission (FPPC) Statement of Economic Interest, Form 700 filings, with the contract term beginning October 1, 2015, to September 30, 2018, in the amount of \$7,000 per year, for a total contract amount not to exceed \$21,000, with the option of two, one-year extensions.

*I-19 Approved a three-year contract with Hyland Software, Inc. to provide maintenance for the SIRE Agenda Management and City Council Meeting Voting Systems, in an amount not to exceed \$25,000 per year, for a total amount of \$75,000; and APPROVE a three-year contract with Granicus, Inc., to provide maintenance for City Council Meeting Streaming Video, in an amount not to exceed \$13,000 per year, for a total amount of \$39,000. The total aggregate amount for both contracts is \$114,000 for Fiscal Years 2015-16, 2016-17, and 2017-18.

*I-20 Approved the minutes of the July 21, July 28, July 31, August 3, and August 5, 2015, meetings.

*I-21 Approved the contract amendment with Trans Metro Inc. appropriating \$40,000 in grant funds received from the Metropolitan Transportation Commission (MTC), to the Carshare Program located at Atchison Village and Richmond City Hall.

*I-22 Adopted **Resolution No. 92-15(a) and Resolution No. 92-15(b)**; and approved contracts with California State Board of Equalization to administer and collect Utility User Tax (UUT) pursuant to the Local Prepaid Mobile Telephone Services Collection Act (AB 1717), and with MuniServices, LLC, to perform certain compliance and protective services.

*I-23 Authorized Councilmember Bates to lead a delegation of Richmond City officials, including Councilmember Eduardo Martinez and Port Officials Jim Matzorkis and Lucy Zhou, to Zhoushan, China to attend the first annual International Island Tourism Conference, and to attend meetings in Xian, Shanghai, and Qingdao. Mike Parker gave comments regarding the City's budget and expenses. **Councilmember McLaughlin and Mayor Butt voted Noe.**

RESOLUTIONS

J-1 The matter to receive a presentation and adopt a resolution approving the South Richmond Transportation Connectivity Plan (SRTCP) was presented by Director of Planning and Building Services Richard Mitchell, Senior Planner Lina Velasco, and Nelson\Nygaard Lead Consultant Kevin Shively. Mr. Mitchell provided background information on historic efforts to create transportation connectivity in the city and described the SRTCP as the next step in the process of enhancing the connectivity to South Richmond from other areas in the City of Richmond. Lina Velasco's PowerPoint presentation highlighted: project purpose and objectives; proposed Berkeley Global Campus as the cornerstone; related plans; planning approach; vehicle and freight mobility; non-motorized transportation; streetscape design framework; and community guidance. Councilmember Martinez suggested the use of pedestrian crosswalk signals that would not impact the flow of traffic. Councilmember Bates expressed concerns regarding under-utilized bicycle lanes on major street corridors causing traffic delays and suggested that staff conduct a traffic study in those areas. Bruce Bayaert gave comments in support of the SRTCP. Dexter Vizinau gave comments in support of an Ultra Light Rail Transit system and suggested the inclusion of a proposed Automated Transit Network corridor route in the SRTCP. Councilmember Beckles expressed concerns that the SRTCP map did not appear to include an automated transit network corridor route; staff pointed out a potential route that was displayed on the Long Term Transit Network, Option B map in the SRTCP. A motion by Councilmember Bates, seconded by Councilmember Martinez, adopted **Resolution No. 93-15** approving the South Richmond Transportation Connectivity Plan, with direction to staff to include a review of the plan every two years for potential modifications, and a friendly amendment by Mayor Butt directing staff to clarify the language in the plan and identify which specific corridors would be a potential future route for Automated Transit Network or an Ultra-Light Rail Transit system in the future when funding became available, the friendly amendment was accepted, and the motion passed by the unanimous vote of the City Council.

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

Councilmember Bates announced that he attended a Saturday morning breakfast hosted by the East Bay Stonewall Democratic Club that honored Councilmember Beckles with the 2015 Trailblazer Award.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:13 p.m., in memory of City of Richmond Recreation retiree Donald Eugene Clark Sr. and City of Richmond former Police Chief Retiree Edward R. Duncan, to meet again on Tuesday, September 22, 2015, at 6:30 p.m.

Pamela Christian

Clerk of the City of Richmond

(SEAL)

Approved:

Tom Butt

Mayor