

**RICHMOND, CALIFORNIA, February 16, 2016**

The Richmond City Council Evening Open Session was called to order at 5:33 p.m.

**ROLL CALL**

**Present:** Councilmembers Bates, McLaughlin, Pimplé, and Mayor Butt. **Absent:** Councilmembers Beckles, Myrick, and Vice Mayor Martinez arrived after adjourning 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**

**A-1. PUBLIC EMPLOYEE APPOINTMENT  
(Government Code Section 54957.6):**

Police Commission Investigative Officer

The Open Session adjourned to Closed Session at 5:33 p.m. Closed Session adjourned at 6:13 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:51 p.m. by Mayor Butt who led the Pledge of Allegiance to the Flag.

**ROLL CALL**

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

**STATEMENT OF CONFLICT OF INTEREST**

None.

**AGENDA REVIEW**

Item H-19 was removed from the Consent Calendar.

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

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

**REPORT FROM THE CITY MANAGER**

City Manager Bill Lindsay reported on the following items: Office of Neighborhood Council Director, Devone Boggan is leaving his position as director and will be forming his own non-profit consulting organization called Advance Peace. Mr. Boggan will be considered to work part-time for the city as a consultant. Rochelle Monk, Chief Service Officer, will be promoted to Director of Community Services.

**OPEN FORUM FOR PUBLIC COMMENT**

Leonard Taylor stated that the El Portal Drive project is in process and that sections of Nevin Avenue are getting new drainage.

Mike Ali stated that the City Council is out of touch with the issues regarding the city. Mr. Ali also stated that PG&E is raising their rates considerably and the city is not doing anything about it.

Naomi Williams stated that there will be a Black History Event on February 27, 2016, at the Richmond Auditorium. Tickets can be purchased at the Richmond Recreation Center. Ms. Williams also stated Rochelle Monk is a great choice for Community Services Director.

LaShonda White stated that there is an outreach effort for the Environmental Community Investment Agreement (ECIA) grant program. The informational meeting dates are Tuesday, February 16, 2016, 10:00 a.m. to 11:30 a.m. and Wednesday, February 24, 2016, from 6:00 p.m. to 7:30 p.m., in the City Council Chambers. For more information contact LaShonda White at 620-6828, or e-mail [eciagrants@ci.richmond.ca.us](mailto:eciagrants@ci.richmond.ca.us).

Vice Mayor Eduardo Martinez apologized for his demeanor at the last City Council meeting.

Jackie Thompson stated she is glad that both Stacie Plummer and the Pedie Perez Family both received

settlements. Ms. Thompson also stated that staff should be available in the Council Chambers before the meetings so members of the public can speak to them regarding agenda items.

Rick Perez, Jeanine Ball, Patricia Perez, Eugene Ruyle, Gerald Smith, and Mike Parker gave comments regarding the Pedie Perez case and the need for an independent investigation into the matter.

Ben Therriault, President of the Richmond Police Officers Association, stated that Richmond Police Officer Augustine “Gus” Vegas was tragically killed in his home. Officer Vegas was a 15-year member of the police force. The Richmond Police Officer’s Association has created two funds to support the family.

Bea Roberson stated Officer Gus Vegas and Office of Neighborhood Safety Director, Devone Boggan, will be missed. Ms. Roberson also stated that the temperature is too cold in the City Council Chambers.

Marilyn Langlois expressed her condolences for the loss of Officer Gus Vegas. Ms. Langlois also thanked the City Council for their actions taken regarding the police commission and the Pedie Perez case.

Mike Parker stated that the public’s perception of how well the Richmond Police Department is performing has increased according to a recently conducted survey. Mr. Parker also stated that more police oversight is still needed.

**JOINT SUCCESSOR AGENCY TO THE RICHMOND  
COMMUNITY REDEVELOPMENT  
AGENCY/RICHMOND CITY COUNCIL CONSENT  
CALENDAR**

A motion by Vice Mayor Myrick, seconded by Councilmember Pimplé, adopted **Resolution No. 16-3**, by the unanimous vote of the Successor Agency Board, authorizing the transfer to the City of Richmond certain governmental use properties owned by the former Redevelopment Agency for continued use for governmental purposes; and **Resolution No. 8-16**, by the unanimous vote of the City Council, authorizing the acceptance by the City of the certain governmental use properties owned by the former Redevelopment Agency for continued use for governmental purposes

## CITY COUNCIL CONSENT CALENDAR

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

\*- H-1. Approved a contract amendment with Alex Kushner, General Contractor, and payment for the final change order for ADA-related restroom improvements at the Richmond Senior Center in an amount not to exceed \$65,414.43, for a total contract amount of \$435,414.43.

\*-H-2. Approved the purchase of a 2015 Schwarze A9 sweeper with a 2016 Peterbilt 220 chassis from Municipal Maintenance Equipment in an amount not to exceed \$275,000.

\*-H-3. Approved an amended contract with Occupational Health Center of California d/b/a Concentra to continue providing occupational medical screenings for an original term of June 30, 2016, increasing the amount by \$7,000 for a total contract amount not to exceed, \$17,000.

\*-H-4. Approved a nine-month, grant-funded licensing agreement with the Portland State University Innovative and Intellectual Property Web Express License program for technical assistance with the Digital Health Literacy online curriculum in an amount not to exceed \$6,000 and for a term from January 1, 2016 through September 30, 2016.

\*-H-5. Adopted **Resolution No. 9-16**, ordering the preparation of the Engineer's Report for fiscal year 2016-2017 regarding improvements and costs for the Hilltop Landscape Maintenance District.

\*-H-6. Adopted **Resolution No. 10-16**, ordering the preparation of the Engineer's Report for fiscal year 2016-2017 regarding improvements and costs for the Marina Bay Landscape and Lighting Maintenance District.

\*-H-7. Approved a police services agreement with Contra Costa County Employment and Human Services for the Richmond Police Department to implement the Lethality Assessment Program (LAP) from July 1, 2015 through September 30, 2016; and accept and appropriate

\$15,174 in County funds which the City will receive for providing these services.

\*-H-8. Approved a memorandum of understanding with the Contra Costa County Health Services Department for the Richmond Police Department to assist in providing mental health outreach services; and accept and appropriate \$126,907 in AB109 realignment funds which the City of Richmond will receive for providing these services.

\*-H-9. Received a report from the Point Molate Community Advisory Committee summarizing its activities.

\*-H-10. Approved a one year contract extension with Maze & Associates to provide external auditing and other related services for fiscal year 2015-2016, increasing the contract amount by \$332,370, for a total contract amount of \$2,563,915.

\*-H-11. Approve a contract with MGT of America, Inc. to prepare the full cost, and OMB Circular A-87 compliant, cost allocation plan for the City of Richmond in an amount not to exceed \$18,000.

\*-H-12. Approve a two year amended agreement with SF Global, LLC for the operation and management of the City of Richmond municipal identification with a term ending February 20, 2018. The Agreement will automatically renew unless, at least 90 days prior to the expiration date, the City Manager has notified the Operator in writing that the City intends to terminate the Agreement at the end of the current term.

\*-H-13. Approved a temporary land use agreement between the City of Richmond and the Richmond Certified Farmers' Market Association, terminating on December 31, 2017, for the free, weekly use of the northern section of the city-owned parking lot located on Barrett Avenue between 24th Street and 25th Street on Fridays.

\*-H-14. Approved a six-month lease agreement with Trans Metro Inc. at a cost of \$20,000, for one bus to provide R-Transit (paratransit) services consistent with Title VI & Medi-Cal regulations.

\*-H-15. Adopted **Resolution No. 11-16**, to establish a policy for the filing of ballot arguments and directing legal and financial impartial analysis be prepared

for each City measure to be submitted at the June 7, 2016, Special Municipal Election.

\*-H-16. Approved the minutes of the regular City Council meeting held Tuesday, January 26, 2016.

\*-H-17. Adopted **Resolution No. 12-16**, authorizing the city manager to submit an application for the 2015 funding round of the Department of Housing and Community Development Housing-Related Parks Program and enter into a funding agreement with the State of California, if the application is approved.

\*-H-18. Adopted **Resolution No.13-16**, revising the City of Richmond's authorized broker/dealer list to allow broker/dealers to offer the City investment instruments in accordance with Government Code Section 53601.

H-19. The matter to adopt an ordinance (second reading) amending the Richmond Police Commission enabling ordinance Richmond Municipal Code 3.54 was presented. Mike Parker gave comments. Discussion ensued. The public hearing section of the ordinance must be removed because it is against the law. A motion by Councilmember McLaughlin, seconded by Vice Mayor Martinez, leave #5b as it is, do not strike out #5C, keep #'s 6, 8, 9, and 10, as they are and strike out #7 from the staff report. Councilmember Bates made a substitute motion, that said ordinance be adopted, failed by lack of a second. The original motion passed and the ordinance received first reading by the following vote: **Ayes:** Councilmembers Beckles, McLaughlin, Myrick, and Martinez. **Noes:** Councilmembers Bates and Pimplé, and Mayor Butt. **Absent:** None. **Abstain:** None.

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

The matter to adopt a resolution to accept and appropriate \$625,000 in grant funding from the U.S. Department of Justice Office of Community Oriented Policing Services awarded to the Richmond Police Department for the hiring of additional police officers and allow a \$2,111,227 in-kind match over a three year period that will be budgeted accordingly was presented by Interim Chief Allwyn Brown. This item was continued from the February 2, 2016, meeting. Councilmember Pimplé encouraged staff to continue requesting the waiver of the

city's portion of the matching funds. A motion by Councilmember Myrick, seconded by Councilmember Beckles that this matter be continued to the March 1, 2016, City Council meeting and that staff report back regarding the overtime costs. A substitute motion by Mayor Butt, seconded by Councilmember Bates to adopt the resolution, failed by the following vote: **Ayes:** Councilmembers Bates and Pimplé, and Mayor Butt. **Noes:** Councilmembers Beckles, McLaughlin, and Myrick. **Absent:** None. **Abstain:** Vice Mayor Martinez. The original motion passed by the following vote: **Ayes:** Councilmembers Bates, Beckles, McLaughlin, Myrick, Pimplé, and Vice Mayor Martinez. **Noes:** Mayor Butt. **Absent:** None. **Abstain:** None.

## **RESOLUTIONS**

J-1. The review of the Fiscal Year 2015-16 operating and capital improvement budgets at mid-year, and adopt a resolution approving the proposed Fiscal Year 2015-16 budget adjustments was presented by City Manager, Bill Lindsay, and Finance Director, Belinda Warner. In sum, revenues are higher than projected, and expenditures are proposed to decrease primarily due to savings in salaries, benefits, and other operating costs. As a result, the adopted surplus of \$98 is projected to increase to \$1.5 million. The estimated ending balance of \$10.2 million is \$122,000 above the minimum policy level previously established by the City Council. The revised General Fund revenue budget totals \$146.7 million, an increase of \$2.7 million from the original General Fund budget for FY2015-16. Staff is recommending net reductions in revenue totaling \$3.8 million and in expenditures totaling \$4.0 million. These adjustments are from a number of adjustments in revenue and expenditures, mainly for operations and projects associated with Housing Department and Successor Agency. Councilmember Bates asked for a summary of how much of the Measure U funds are actually being used for road repair. City Manager Lindsay, replied that the Measure U funding wasn't earmarked for any specific purpose but can provide a report of how much revenue is being received and how much general fund dollars are being used for pavement rehabilitation. A motion by Vice Mayor Martinez, seconded by Councilmember McLaughlin, adopted **Resolution No. 14-16**, 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 Pimplé stated that he attended the New Partners for Smart Growth Conference in Portland, Oregon regarding sustainable urban development and affordable housing.

Mayor Butt stated he attended the New Partners for Smart Growth Conference in Portland, Oregon.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 9:17 p.m., in memory of Officer Augustine “Gus” Vegas, Rafael Madrigal, Sr., William Brandi, and Pete Gingham, to meet again on Tuesday, February 23, 2016, at 6:30 p.m. Funeral services for Officer Vegas will be on Friday, February 19, 2016, at the Richmond Auditorium.

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Clerk of the City of Richmond

(SEAL)

Approved:

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Mayor