

**RICHMOND, CALIFORNIA, April 5, 2016**

The Richmond City Council Evening Open Session was called to order at 6:02 p.m.

**ROLL CALL**

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

**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. LIABILITY CLAIMS - (Government Code Section 54956.9):**

Agnew vs. City of Richmond

Cervantes vs. City of Richmond

The Open Session adjourned to Closed Session at 6:02 p.m. Closed Session adjourned at 6:15 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:30 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**

At the request of Mayor Butt, **continued Item J-3 to the April 26, 2016, meeting** to allow Councilmembers an opportunity to receive a budget presentation scheduled on April 19, 2016, prior to taking action on Item J-3.

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

E-1. Councilmember Bates presented a proclamation recognizing the anniversaries of the Galileo Club and the Women's Auxiliary. This item was continued from the February 22, 2016, meeting. Galileo Club Vice President and City of Richmond Employee Mark Maltagliati gave comments. Vice Mayor Martinez inquired about the bocce ball section at the Galileo Club and stated that he wanted to start a bocce ball league for the City of Richmond to compete with other cities.

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

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

## **REPORT FROM THE CITY MANAGER**

City Manager Bill Lindsay reported on the following items: The new Police Chief Allwyn Brown would be sworn in to office on April 19, 2016. Capital Improvements Program Manager Chad Smalley was leaving the city to pursue other opportunities. The competitive grant program for the Richmond Environmental Community Investment Agreement released applications on March 16, 2016. Grant applications available on the city's website were due by May 2, 2016.

## **OPEN FORUM FOR PUBLIC COMMENT**

Naomi Williams announced the Commission on Aging's 22<sup>nd</sup> Annual Senior Night Out on Saturday, May 14, 2016, at the Richmond Memorial Auditorium from 6:30 p.m. to 10:00 p.m. Tickets cost \$20.00 per person at the Richmond Recreation Complex, 3200 Macdonald Avenue, Richmond.

Mike Mahoney provided information regarding summer internships and sponsorships to help students attending high schools in Richmond. Businesses were encouraged to contact Rebecca Ross at (415) 717-5128.

Mark Wassberg gave comments regarding former President William J. "Bill" Clinton, former White House Intern Monica Lewinsky, and the accountability of politicians.

Jackie Thompson gave comments regarding an alleged incident in the Mayor's Office that involved a constituent and the city's "open door" policy. Ms. Thompson also gave comments regarding the Housing Authority's relocation of residents from the Triangle Court Apartments to the Friendship Manor Apartments to allow plumbing and electrical repairs.

Richard Stollings gave comments regarding an appropriation accepted by the Police Department from the California Department of Justice for additional police officers. Mr. Stollings requested the following information concerning the new officers: the city's plans for each officer, their identity by name, geographical area assignments within the city, records of attendance to community meetings, and improvements accomplished. Mr. Stollings further requested that records concerning the new officers be available for public review upon request.

Arlena Ford, Beatriz Ramirez, Miriam Verdin, and Esperanza Tamayo requested that Councilmembers delay the voting process scheduled on April 21, 2016, for zoning measures proposed near the Aspire Richmond Technology Academy that could impact a new building for students.

Jenine Ball, Rick Perez, and Rhonda Perez gave comments regarding the Richard "Pedie" Perez case.

### **CITY COUNCIL CONSENT CALENDAR**

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

\*I-1. Approved a third amendment to the existing agreement with Cox, Wooton, Lerner, Griffin & Hansen, LLP for continued legal regarding maritime law matters, and the matter of Port of Richmond vs. J.E.B.S. & Associates, Inc., legal services to terminate the lease with Oscar Neimeth Tow Company and legal services regarding maritime law matters with Semi-Truck and Trailer Repair Corp., increasing the contract amount by \$30,000 for a total contract amount not to exceed \$90,000.

\*I-2. Adopted **City Council Resolution No. 29-16** to amend the Port of Richmond FMC Tariff No. 3 reflecting a 1.8% increase in tariff rates as approved by the Executive Committee of the California Association of Port Authorities (CAPA).

\*I-3. Approved a one-year contract with East Bay Center for the Performing Arts to support Richmond youth with ongoing performing arts and culture programs in the amount of \$60,000.

\*I-4. Approved a one-year contract with Nurturing Independence through Artistic Development (NIAD) to support arts and cultural programs in the amount of \$60,000.

\*I-5. Approved a first amendment to the lease between the City of Richmond and the Richmond Art Center at 2540 Barrett Avenue, amending the leased area to include the former KCRT space at 2544 Barrett Avenue, and extending the term of the lease through June 30, 2017.

\*I-6. Adopted **City Council Resolution No. 30-16** authorizing the examination of transactions and use tax records and approved a contract amendment with MuniServices to authorize them to review said records and perform certain compliance and protective services related to the collection and payment of both the Transactions and Use Tax (Measure U) and the Utility User Tax (UUT) on the Local Prepaid Mobile Telephony Services Collection Act (AB 1717).

\*I-7. Approved an amended contract with Alameda County Training and Education Center to continue providing customer service training for an original term of November 1, 2015, to June 30, 2016, increasing the amount by \$7,850, for a total contract amount not to exceed \$13,075.

\*I-8. Approved an emergency contract with Restoration Management Company for flood remediation services at the Richmond Plunge in an amount not to exceed \$50,299.73.

\*I-9. Authorized the Port to enter into a new five-year lease term with one, five-year option with California Oils Corporation.

\*I-10. Approved a contract with Steven Siemers Dispute Resolution, LLC to provide Alternative Dispute Resolution services for a period of three (3) years in an amount not to exceed \$100,000, with a City extension option of up to two (2) years.

\*I-11. Approved the recommendation of the Personnel Committee to provide a compensation adjustment to the City Clerk. Effective March 2, 2016, the City Clerk's monthly salary will be increased to \$8,491/month (a 5.0% increase).

\*I-12. Adopted **City Council Resolution No. 31-16** supporting participation in the Institute for Local Government's Beacon Program.

\*I-13. Approved actions to update the Human Rights and Human Relations Commission: Appointed Betty Burrus-Wright, re-appointment, seat #4, term expiring March 30, 2019; Jasmine Jones, re-appointment, seat #7, term expiring March 30, 2019.

\*I-14. Approved actions to update the Recreation and Parks Commission: Appointed Ama Jacques, new appointment, seat #9, term expiring October 26, 2019.

\*I-15. Approved actions to update the Richmond Workforce Development Board: Appointed Cassandra Youngblood, new appointment, seat #18, term expiring March 1, 2020.

\*I-16. Approved actions to update the Economic Development Commission: Appointed Qiana Riley, re-appointment, seat #8, term expiring March 30, 2019; James Lee, new appointment, seat #11, term expiring March 30, 2019.

\*I-17. Approved the minutes of the regular City Council meetings held Tuesday, March 1 and 15, 2016.

### **COUNCIL AS A WHOLE**

J-1. The matter to approve sponsorship by the City of Richmond of the 2016 Soil Not Oil Conference to be held on August 5-6, 2016, at the Richmond Memorial Convention Center was presented by Councilmember McLaughlin. Mayor Butt gave comments regarding his attendance to the Soil Not Oil Conference held in 2015 and expressed his support of the item. A motion by Councilmember McLaughlin, seconded by Vice Mayor Martinez, to approve the City of Richmond's sponsorship, passed by the unanimous vote of the City Council.

J-2. The matter to direct staff to engage with Contra Costa County to hold a workshop, modeled after Alameda County's workshop, in regards to the new California mold legislation SB 655 (Mitchell) in order to effectively implement the new legislation and improve community health was presented by Councilmember McLaughlin. Councilmember McLaughlin pointed out an error in the agenda report's *Statement of the Issue* where it stated, "...a workshop to notify tenants of these changes". Councilmember McLaughlin clarified that tenants and tenant advocates were welcomed to attend the workshop; however, the workshop was mainly intended for landlords, property managers, and all others that would be adhering to the new law and addressing the problem. A motion by Councilmember McLaughlin, seconded by Councilmember Myrick, to direct staff to engage with Contra Costa County to hold a workshop, passed by the unanimous vote of the City Council.

J-3. **CONTINUED to April 26, 2016.** The matter to direct staff to take steps to engage a firm with experience in auditing local governments to conduct a full audit of the city organization including improvement and efficiency in delivery of services, and staffing levels and cost per unit of services.

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

None.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 7:18 p.m., in memory of Executive Director of Bay Area Local Initiatives Support Corporation Margaret Gee, Richmond homicide victim Malik Booker, and Richmond High School Teacher Zach Shrieve, to meet again on Tuesday, April 19, 2016, at 6:30 p.m.

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Clerk of the City of Richmond

(SEAL)

Approved:

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Mayor