

**RICHMOND, CALIFORNIA, March 21, 2017**

The Richmond City Council Evening Open Session was called to order at 5:15 p.m.

**ROLL CALL**

**Present:** Councilmembers Ben Choi, Eduardo Martinez, Melvin Willis, Gayle McLaughlin, Vice Mayor Jovanka Beckles, and Mayor Thomas K. Butt. **Absent:** Councilmember Jael Myrick.

**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**

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

Upstream Pt. Molate vs. City of Richmond

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

Ronald Vinson vs. City of Richmond

There were no public speakers.

The Open Session adjourned to Closed Session at 5:16 p.m. Closed Session adjourned at 6:35 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:40p.m., by Mayor Butt, who led the Pledge of Allegiance to the Flag.

**ROLL CALL**

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

**STATEMENT OF CONFLICT OF INTEREST**

Mayor Butt recused himself from discussion of Item I-1.

**AGENDA REVIEW**

Item H-11 was continued to the April 4, 2017, City Council meeting. Item J-1 was withdrawn from the agenda.

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

City Attorney, Bruce Goodmiller, stated that no final decisions were made; however, the City Council has authorized informal discussions only about issues raised by the plaintiff. There will be no decisions made about land uses at Point Molate without the public process.

**REPORT FROM THE CITY MANAGER**

City Manager Bill Lindsay, spoke about the Wendell Park Rebuild Project that took place on Friday, March 17, 2017, which was sponsored by Kaboom. There was great support from Target, the Recreation Department, and many volunteers.

**OPEN FORUM FOR PUBLIC COMMENT**

Conrad Baldwin gave comments regarding his publication titled “The Void Generation” about persons receiving restraining orders but are not informed about their restrictions and have been jailed unfairly.

Kathy Robinson gave comments regarding the need to help the city’s homeless population.

Rick Perez stated that liquor store owners are often reluctant to report crimes occurring in their stores because they don’t want to be labeled a nuisance.

Mark Wassberg gave comments regarding the transgender community.

Emma Gerould and Nancy Combs gave information regarding their qualifications to serve on the city’s Rent Board.

Robert Keller spoke in support of rent control and thanked the city council and the voters of Richmond for approving the Rent Control measure.

Elaine Dockens gave comments regarding National Library Week and the benefits of public libraries.

Nicole Ellerbaush, Nicole Williams, Joel Sams, Eva Brown, and Wesley Ellis gave comments regarding Project T.R.E.E, which deals with truancy issues focused on 7<sup>th</sup> graders who attend the West Contra Costa Unified School District.

Naomi Williams stated that the Commission on Aging will be hosting a senior workshop on April 18, 2017, at 9:30 a.m. in the Bermuda Room of the Richmond Auditorium.

Alisa Kang from the California Nurses Association thanked Vice Mayor Beckles for removing the item regarding Senate Bill 687 regarding closure of non-profit hospitals.

Iiona Clark expressed concern that the Rent Control measure will put a lot of landlords out of business.

Joseph Puleo stated that there was a possibility that the election of future Rent Board members may be placed on the 2018 ballot.

Tarnel Abbott stated that the Richmond Progressive Alliance (RPA) has never violated the Brown Act; specifically Councilmember Martinez resigned from the steering committee November of 2016.

Marilyn Langlois and Mike Parker asked that the City Council support and appoint the persons recommended tonight for the Rent Board.

Patricia Perez expressed concern over the city not appointing a police investigative officer yet.

### **CITY COUNCIL CONSENT CALENDAR**

On motion of Councilmember Myrick, seconded by Vice Mayor Beckles, the item(s) marked with an (\*) were approved by the unanimous vote of the City Council:

**\*-H-1.** Received a report on the Richmond Municipal Sewer District for the month of January 2017.

**\*H-2.** Adopted **Resolution No. 22-17**, authorizing the city manager to execute a Cooperative Implementation Agreement with the State of California Department of Transportation (CALTRANS) allowing the City of Richmond to receive \$2.5 million for the construction of two full-trash capture devices to prevent litter from discharging to local watersheds and San Francisco Bay.

**\*H-3.** Approved a contract with Community Violence Solutions (CVS) in an amount not to exceed \$18,487 for the continuation of Child Forensic Interviewing services at the Children's Interview Center (CIC), in support of Richmond Police Department criminal investigations involving circumstances where a child is believed to have been sexually and or physically abused, and or subjected to severe neglect. The contract term is from July 1, 2016, through June 30, 2017.

**\*H-4.** Approved a two-year contract amendment with Linear Systems for maintenance of the Document Imaging Management Systems (DIMS) software, increasing the contract amount by \$13,000 for a total not to exceed \$73,000, and extending the term to July 1, 2017 through June 30, 2019.

**\*H-5.** Introduced an ordinance adding Chapter 14.46 of the City of Richmond Municipal Code establishing parking regulations for certain parking zones and establishing a parking authority enterprise fund to fund parking improvements and parking authority activities.

**\*H-6.** Reviewed the annual year-end developer fee report as required pursuant to Section 66006 of the Government Code, and adopted **Resolution No. 23-17**,

finding that there is a reasonable relationship between the current need for developer fees collected but unexpended within five years of collection, and the purpose for which they were originally collected, as required pursuant to Section 66001 of the Government Code.

**\*H-7.** Appointed the following individuals to the Rent Board: Nancy Combs, new appointment, seat #1 term expiring March 21, 2019, Virginia Finlay, new appointment, seat #2, term expiring March 21, 2019, Emma Gerould, new appointment, seat #3, term expiring March 21, 2019, David Gray, new appointment, seat #4, term expiring March 21, 2019, Lauren Maddock, new appointment, seat #5, term expiring March 21, 2019.

**\*H-8.** Approved actions to update the Library Commission: appointed Elaine Dockens, new appointment, seat #4, term expiration July 1, 2018.

**\*H-9.** Adopted **Resolution No. 24-17**, renewing and continuing the local emergency on Via Verdi due to landslide damage, which was initially ratified by the City Council on February 28, 2017.

**\*H-10.** Adopted **Resolution No. 25-17**, renewing and continuing the local emergency on Rifle Range Road due to landslide damage, which was initially ratified by the City Council on March 7, 2017.

**H-11. CONTINUED** to the April 4, 2017, City Council meeting, a resolution approving the Final Map for Subdivision [9422], "Bottoms Property", authorizing the City to enter a Subdivision Improvement Agreement with the developer, Shea Homes LP, a California Limited Partnership, and authorizing the recording thereof.

**\*H-12.** Approved the minutes of the regular City Council meetings held Tuesday, February 21 and 28, 2017.

## **PUBLIC HEARINGS**

**I-1.** The matter to adopt an urgency ordinance, pursuant to Government Code Section 65858, extending for a period of 10 months and 15 days a temporary moratorium on certain uses in General Plan 2030 Change Area 12 (Northshore), which was adopted by the City Council on February 7, 2017 (Ordinance No. 4-17 N.S.) was presented by Councilmember McLaughlin. Vice Mayor Beckles opened the public hearing. The following individuals gave comments: Diane Hanna, Shirley Dean, Marilyn Langlois, Tarnel Abbott, Ebrahim Nana, Tony Sustak, Robert Cheasty, and Ben Therriault. The public hearing was closed. Discussion ensued. A motion by Councilmember McLaughlin, seconded by Councilmember Martinez, adopted urgency **Ordinance No. 5-17 N.S.**, by the following vote: **Ayes:** Councilmembers Choi, Martinez, McLaughlin, Myrick, Willis, Vice Mayor Beckles. **Noes:** None. **Absent:** Mayor Butt. **Abstain:** None.

**RESOLUTIONS**

**J-1. WITHDREW** from the agenda a resolution in support of Senate Bill 687, authored by State Senator Nancy Skinner, which will give the Attorney General of California the authority to oversee and consent to the sale and or closure of non-profit hospitals.

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

Councilmember Martinez reported that he went to the rail yard to observe a first responders training.

Councilmember Willis reported that he went to Grant Elementary School to explain to 2<sup>nd</sup> and 3<sup>rd</sup> graders how local government works.

Mayor Butt reported that he attended the Elected Officials and Policymakers Conference in Yosemite.

Councilmember McLaughlin stated that there will be a press conference on March 22, 2017, to announce the city's lawsuit against the Trump administration regarding policies regarding sanctuary cities.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:00 p.m., to meet again on Tuesday, March 28, 2017, at 6:30 p.m.

Pamela Christian  
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Clerk of the City of Richmond

(SEAL)

Approved:

Tom Butt  
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Mayor