

RICHMOND, CALIFORNIA, April 17, 2018

The Richmond City Council Evening Open Session was called to order at 5:30 p.m. by Mayor Tom Butt.

ROLL CALL

Present: Councilmembers Ben Choi, Jael Myrick, Ada Recinos, Vice Mayor Melvin Willis, and Mayor Thomas K. Butt. **Absent:** Councilmembers Jovanka Beckles and Eduardo Martinez arrived after the roll was called.

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):

Michael Deorian vs. City of Richmond

PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6):

Title: City Manager

There were no public speakers.

The Open Session adjourned to Closed Session at 5:31 p.m. Closed Session adjourned at 5:51 p.m.

The Regular Meeting of the Richmond City Council was called to order at 6:30 p.m., by Mayor Butt.

ROLL CALL

Present: Councilmembers Choi, Martinez, Myrick, Recinos, Vice Mayor Willis, and Mayor Butt. **Absent:** *Councilmember Beckles was not present during roll call, but returned for the remainder of the meeting.*

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

None.

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

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

REPORT FROM THE CITY MANAGER

City Manager Bill Lindsay reported about the Stand Together Contra Costa rapid response legal services and community education project to support safety and justice for immigrant families in Contra Costa County. The project provides counseling, legal defense services, and immigrant rights education.

OPEN FORUM FOR PUBLIC COMMENT

Zak Wear stated that he would run for mayor during the upcoming November 2018 election.

Jessica Karadi stated that the City should not allow Kinder Morgan to increase the volume of the materials transported through the city.

Ibrahima Agne gave comments regarding social issues facing Richmond, such as drug dealings and violence.

Jeffrey Garcia gave comments regarding racism and discrimination.

Kathy Robinson stated that police officers should offer bottled water to the homeless, but was told that the City has a ban on bottled water. Ms. Robinson also stated that several top department heads made more money than others in surrounding cities.

Stephon Pittman stated that more bike lanes were needed in Richmond.

Marilyn Langlois urged people to visit the many parks in Richmond.

Charles Smith stated that recently there was an explosion at Chevron's largest refinery in El Segundo, California.

Joseph Puleo stated the portable toilets were removed from Point Molate Beach Park and trash was not picked up.

Rick Perez gave comments regarding the three recent homicides in the City of Richmond.

Patricia Perez stated that the community would not help the police with investigations because they do not trust them.

Diego Garcia asked that the matter of coal being transported through the City of Richmond be placed on a future City Council agenda for discussion.

Elizabeth Dortch and Janis Hashe gave comments regarding the health impact of coal transported through Richmond.

David Daisdale gave comments regarding illegal dumping in Richmond and that medians were overgrown with grass and weeds.

Amy Anderson thanked the City Council and police department for its assistance with the issue of space based weapon attacks. Ms. Anderson also requested help in getting her and her mother relocated from Nevin Plaza.

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

On motion of Councilmember Myrick, seconded by Councilmember Beckles, the items marked with an (*) were approved by the unanimous vote of the City Council:

***G-1.** Adopted **Resolution No. 18-2**, approving a contract amendment with Best Best & Krieger for legal services associated with Successor Agency activities, increasing the contract amount by \$100,000, bringing the new contract limit to \$285,000, and extending the term to June 30, 2019.

CITY COUNCIL CONSENT CALENDAR

On motion of Councilmember Beckles, seconded by Councilmember Recinos, the items marked with an (*) were approved by the unanimous vote of the City Council:

***H-1.** Approved a Memorandum of Understanding between the City of Richmond and Richmond Sanitary Service for conduct of an On-Call Curbside Bulky Item Clean-up Pilot Program for Residents of Eligible Multi-family Complexes with funding from a \$434,300 competitive grant from the State of California's Department of Resources Recycling and Recovery (CalRecycle).

***H-2.** Accepted and appropriated \$327,500 in grant funds from the State of California's Department of Resources Recycling and Recovery (CalRecycle) program for implementation of a Food Waste Prevention and Rescue Grant Program, with a grant term through April 1, 2021.

***H-3.** Approved a Second Amendment to the contract with DNV GL to provide energy efficiency incentives to Richmond businesses, increasing the amount of the contract by \$250,000, for a total contract amount not to exceed \$500,000, and for a term ending December 31, 2018, with funding from the Environmental and Community Investment Agreement.

***H-4.** Approved the purchase of 45 Getac V110 mobile device computers and accessories from Duratech USA, Inc. in an amount not to exceed \$235,000 over a four-year period.

***H-5.** Adopted **Resolution No. 22-18**, authorizing the city manager and police chief to execute reoccurring contracts for fiscal years 2017-2018 through 2019-2020 with Contra Costa County and the State of California at an aggregate annual amount of \$1,408,000. The execution of these contracts shall not exceed the limits as set forth: Services contracted with Contra Costa County include the following: California Law Enforcement Telecommunications System (CLETS) - \$10,000; California Identification Division (CAL ID) - \$135,000; Automated Regional Information Exchange System (ARIES) - \$45,000; All County Criminal Justice Information System (ACCCJIN) - \$20,000; Martinez Detention Facility intake fees - \$46,000; alcohol/toxic drug and crime scene evidence analysis - \$350,000; Sexual Assault Response Team (SART) examinations - \$40,000; annual jail inspection and audit - \$18,000; Coroner & Gunshot Residue (GSR) examination and analysis - \$10,000; out of state inmate extradition - \$4,000, Law Enforcement Training Center - \$19,000; Animal

Services - \$700,000. The State of California contracted service includes all Live Scan fingerprinting.

***H-6.** Approved an agreement with DDR Corporation, the owners of Hilltop Plaza, for the Richmond Police Department to provide directed, on-site police services at their retail location from April 17, 2018 through December 31, 2018; providing for reimbursement of overtime personnel costs in an amount of approximately \$6,500 per month, with an option to extend the service agreement for an additional year.

***H-7.** Approved a five-year contract with InTime Services in an amount not to exceed \$190,000 to provide software for use by the Police Department in time and attendance tracking, asset inventory tracking, and court subpoena tracking.

***H-8.** Received the City's Investment and Cash Balance Report for the month of February 2018.

***H-9.** Approved an amendment to the memorandum of understanding with Points of Light, increasing grant funding to the Richmond Community Services Department for the ServiceWorks program in the amount of \$13,500 for two additional program fellows; and appropriated these grant funds for this purpose.

***H-10.** Approved a Memorandum of Understanding between the City of Richmond and the Community Housing Development Corporation (as fiscal sponsor) and appropriate up to \$15,600 in funding to complete beautification projects within the North Richmond community, as authorized in the North Richmond Mitigation Fee (NRMF) Expenditure Plan.

***H-11.** Approved a Memorandum of Understanding between the City of Richmond and the Community Housing Development Corporation (as fiscal sponsor) and APPROPRIATE up to \$19,500 in funding to establish a mobile tool lending library in North Richmond, as authorized in the North Richmond Mitigation Fee (NRMF) Expenditure Plan.

***H-12.** Approved the recommendation by the Recreation and Parks Commission to rename the Disabled People's Recreation Center to Developing Personal Resources Center (DPRC).

***H-13.** Introduced an ordinance amending Richmond Municipal Code (RMC) Chapter 12.18, Discharges to the Wastewater Treatment System, relating to the Fats, Oil and Grease (FOG) Program, to enhance grease removal device requirements and to add enforcement provisions.

***H-14.** Approved an amendment to the grant-funded Laborers' Community Service & Training Foundation contract to provide an additional series of Multi-Craft Core Curriculum training classes at the RichmondBUILD Academy. The contract will be increased by \$22,000 for a total contract amount not to exceed \$86,000, and the term will be extended through December 31, 2018.

***H-15.** Approved the minutes of the March 27 and April 3, 2018, regular Richmond City Council meetings and the March 27, 2018, special Joint Richmond Housing Authority and City Council meeting.

***H-16.** Adopted **Resolution No. 23-18**, designating the Osprey as the official bird of the City of Richmond.

***H-17.** Adopted **Resolution No. 24-18**, authorizing service contracts with six engineering design firms: Questa (Richmond); NCE (Richmond); Harris and Associates (Concord); Parisi (Richmond); A-N West (Richmond); BKF (Richmond); for as-needed engineering services in an amount not to exceed \$600,000 per firm over a three-year period plus options for two-year extensions.

***H-18.** Approved the purchase of asphalt concrete from SYAR Industries Inc., following use of an Emergency Justification purchase order, in an amount not to exceed \$300,000.00.

COUNCIL AS A WHOLE

I-1. The matter to receive a presentation on the Judgment entered by the United States District Court in Guidiville Rancheria of California vs. United States of America successfully resolving on favorable terms to the City the long-standing dispute concerning the Land Development Agreement for the former U.S. Naval Fuel Depot at Pt. Molate was presented by City Attorney, Bruce Goodmiller. There was a judgment that resolved the litigation made by Upstream Point Molate, LLC and the Guidiville Rancheria of California against the City regarding the Land Disposition Agreement for the former Naval Fuel Depot. Under the judgment, the City paid no monetary damages to Plaintiffs, no casino was built at Point Molate, and Plaintiffs' claims were dismissed with prejudice. The land use process will begin with at least three public workshops that will be scheduled during the next several months. The City would select a new qualified master developer to manage the development of Point Molate. The City would evaluate potential development at Point Molate over the course of two years, and continue to receive input from City residents, including many public hearings before the Planning Commission and City Council. Following the public process, the City will make a decision on land use entitlements for Point Molate by no later than April 2020, consistent with the Point Molate Reuse Plan (Reuse Plan), which was first adopted by the City Council in 1997. The following individuals gave comments: Zak Wear, Don Gosney, Norman La Force, Jim Hanson, Nina Smith, Charles Smith, Diego Garcia, Dorothy Gilbert, Carol Teltschick, Joseph Puleo, Paul Carmon, Anita Pereira, Shirley Dean, Kathleen Wimer, Tony Sustak, Deborah Bayer, Mike Parker, Tarnel Abbott, and Marilyn Langlois.

I-2. The matter to direct staff to provide a presentation on parking citations, the policy on notifying the community, and accommodations for low income residents was presented by Vice Mayor Willis. The Council requested a map of the most recent citations and their locations. Bea Roberson gave comments. The issue regarding neighborhoods that do not have street sweeping signs and were not cited would return to the City Council for discussion. A motion by Vice Mayor Willis, seconded by Councilmember Beckles directed staff to schedule a study session regarding parking enforcement, to discuss the two neighborhoods currently not in compliance with street sweeping; the designated two-hour parking; and paid-parking, passed by the unanimous vote of the City Council.

I-3. The matter to direct staff to designate the West Ohio Avenue Richmond Greenway extension from South 2nd Street to Garrard Boulevard as a planned complete streets project; and take steps necessary to secure funding for the project as part of improvements to bike and pedestrian connectivity between the Richmond Greenway and the San Francisco Bay Trail was presented by Mayor Butt. A motion by Mayor Butt, seconded by Councilmember Willis, approved the item by the unanimous vote of the City Council.

I-4. The matter to approve a contract amendment with Veolia Operating Services West to include: (1) a reduction in the allowed Capital Program Management (CPM) cost markup from 24% to 16.5%; and (2) a one-time five-year contract extension from the current 20-year term expiring in May 2022 to an expiration in May 2027 was presented by Ryan Smith, Director of Water Resource Recovery. Following discussion, a motion by Councilmember Martinez, seconded by Vice Mayor Willis, approved the amendment by the unanimous vote of the City Council.

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

Councilmember Recinos stated she received a scholarship through the Woman's Caucus to attend the University of Southern California's Executive Education Forum regarding emergency management strategies.

Councilmember Martinez reported that he was a speaker at the LatinX Environmental Summit at the University of California Berkeley. Councilmember Martinez spoke about how local governments were involved in environmental issues.

Mayor Butt announced that he served on the Environmental Quality Policy Committee at the League of California Cities in Pomona, CA.

ADJOURNMENT

There being no further business, the meeting adjourned at 9:20 p.m., in memory of the three recent Richmond homicide victims, to meet again on Tuesday, April 24, 2018, at 6:30 p.m.

Clerk of the City of Richmond

(SEAL)

Approved:

Mayor