

RICHMOND, CALIFORNIA, September 11, 2018

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

ROLL CALL

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

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

R.H. (a minor) vs. City of Richmond

PUBLIC EMPLOYEE APPOINTMENT (Government Code Section 54957.6):

Title: Acting City Manager

Cordell Hindler gave comments regarding the Public Employee Appointment item.

The Open Session adjourned to Closed Session at 5:31 p.m.
Closed Session adjourned at 6:06 p.m.

The Regular Meeting of the Successor Agency to the Richmond Community Redevelopment Agency and Richmond City Council was called to order at 6:30 p.m., by Mayor Butt who led the Pledge of Allegiance to the flag.

ROLL CALL

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

STATEMENT OF CONFLICT OF INTEREST

None.

AGENDA REVIEW

All City Council Consent Calendar items were removed for discussion at the end of the agenda.

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

City Attorney Bruce Goodmiller reported that the Council appointed Planning and Building Services Director Richard Mitchell to acting city manager until further consideration at the September 18, 2018, City Council meeting. The new city manager was expected to start on or about October 15, 2018.

REPORT FROM THE CITY MANAGER

None.

OPEN FORUM FOR PUBLIC COMMENT

Cordell Hindler provided feedback on the boards and commissions training sponsored by the Richmond Progressive Alliance Educational Initiative and Councilmember Recinos on August 25, 2018. Mr. Hindler requested an announcement of all Richmond boards and commissions vacancies at the September 25, 2018, City Council meeting. Mr. Hindler also requested the re-establishment of the Richmond public safety and finance committees.

Wesley Ellis gave comments regarding elder abuse and the lack of care or concern for the senior citizens of Richmond.

Susie Davis gave comments regarding a petition to expedite the adoption of the Contra Costa County Noisy Animal Ordinance.

Joseph Morris expressed concerns regarding an alleged erroneous Richmond Police Department traffic collision report.

Bea Roberson gave comments in objection of the proposed expenditure for Consent Calendar item I-6. Ms. Roberson also expressed concerns that one councilmember did not stand during the Pledge of Alliance to the flag.

Robert Cheasty and Norman La Force gave comments regarding decisions made at a federal court proceeding for Point Molate on September 11, 2018.

Mark Wassberg gave comments regarding topics discussed at a congressional Richmond town hall meeting and illegal immigration.

Tonie Perry, Madelyn Hardy, Cynthia Edwards, Phylcia Bailey, Barbara Doss, Cassandra Thompson, and Jaycine Scott reported uninhabitable conditions and safety issues at the apartments located at 2400 Nevin Plaza.

(Mayor Butt announced that speakers with Nevin Plaza apartment complaints could report their issues directly to the Acting City Manager/Fire Chief Adrian Sheppard outside the Council Chamber).

Matt Navarro informed the Council that several Richmond High School students were attending Richmond City Council meetings for a school project.

Rick Perez, Gerald Smith, and Patricia Perez gave comments regarding police excessive use of force and requested the release of the Richard “Pedic” Perez police shooting reinvestigation documents.

Amy Lee and Nadine Anderson expressed concerns regarding spaced-based weapons technology. Nadine Anderson requested the City of Richmond to relocate her and her daughter from the Nevin Plaza apartments.

Gonzalo Ochoa, Lijia (last name unknown), and Juan Carlos Flores expressed safety concerns along the 23rd Street merchants corridor due to increased street robberies and prostitution. Mr. Flores requested more police presence in the area.

Jack Bryson expressed his gratitude to the Richmond Police Department for arresting a suspect for the murder of Kishana “Tina” Harley.

Michael Malin gave comments regarding the highly publicized Oakland “Ghost Ship” warehouse fire. Mr. Malin identified himself as a Richmond property owner that was cited for similar building and fire code violations. Mr. Malin demanded that the City of Richmond Building Regulations Division approve the property revitalization plans he submitted.

(Acting City Manager/Fire Chief Adrian Sheppard provided an update on the City of Richmond’s immediate action plans in response to complaints from speakers concerning the Nevin Plaza apartments).

SUCCESSOR AGENCY TO THE RICHMOND COMMUNITY REDEVELOPMENT AGENCY CONSENT CALENDAR

On motion of Councilmember Recinos, seconded by Councilmember Myrick, the item marked with an (*) was approved by the unanimous vote of the City Council.

*H-1. Adopted **Resolution No. 18-4** approving the Successor Agency to the Richmond Community Redevelopment Agency's amendment to the Recognized Obligation Payment Schedule to address increased construction costs for construction of the Wall Avenue storm drain improvement project, pursuant to California Health and Safety Code Section 34177(1).

CITY COUNCIL CONSENT CALENDAR

(All previously removed Consent Calendar items were placed back on the Consent Calendar for approval, except items I-18 and I-20).

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

*I-1. Accepted and appropriated a donation from the Pema Chodron Foundation for the Office of Neighborhood Safety (ONS) Operation Peacemaker Fellowship, in the amount of \$5,000, to provide general support for ONS Operation Peacemaker Fellowship program.

*I-2. Adopted **Resolution No. 73-18** accepting The Officer Bradley A. Moody Memorial Underpass project as being complete and in that acceptance, permanently vacate the former at-grade public crossing located at Railroad Mile Post .80 - Seaver Avenue Industrial Lead (DOT No. 912 002H).

*I-3. Approved a contract with Turner Signs for the construction of Hilltop Gateway Sign-One on Hilltop Drive and east of Blume Drive in an amount not to exceed \$85,000.

*I-4. Approved a standing purchase order with W.W. Grainger, Inc., using the Oregon NASPO ValuePoint Master Agreement No. 8496 to purchase electrical and facilities maintenance supplies, lighting products, industrial supplies, tools and hardware in an amount not to exceed \$300,000 per the term of the contract, between the departments for an initial period of three years, with two, two-year optional to extensions.

*I-5. Approved an amendment to the existing three-year contract, with the option of two, one-year renewal options, with O.C. Jones & Sons, Inc. for the rental of street paving equipment, as needed, to supplement City crews on larger paving projects, in an amount not to exceed \$1,000,000, for a total allocation not to exceed an amount of \$1,750,000, per contract term.

*I-6. Approved and ratified a construction agreement for repairs to the Bradley A. Moody Underpass guardrail system with Gordon N. Ball, Inc. The total shall be the Base Bid amount of \$35,040, per the quotation provided.

*I-7. Approved the purchase of various emulsion oils for asphalt paving and pothole repairs from Telfer Oil Company, in an amount not to exceed \$300,000, for a three-year term, plus a two-year extension, through September 11, 2021.

*I-8. Accepted and appropriated a \$27,870 grant award from the CalRecycle Beverage Container Recycling City/County Payment to the City of Richmond's Community Development, Environmental Initiatives Division.

*I-9. Approved a Second Amendment to the Lease Agreement with Sprint Spectrum Realty Company, LLC, to lease an area for telecommunication equipment at 1411 Harbor Way South.

*I-10. Approved the travel days of September 26 and 29, 2018, to and from the conference for Mr. Eddie Aubrey to participate as a guest speaker for the International Conference of Internal Affairs Commanders.

*I-11. Approved a sole-source contract with Verizon Connect NWF Inc., for maintenance of the GPS hardware that monitors Police Department vehicles, in a total amount not to exceed \$60,480 (\$20,160 per year), for a three-year term, from July 1, 2018, to June 30, 2021.

*I-12. Approved the purchase of one 2019 Ford Utility Interceptor from Hilltop Ford to be used by the Crime Scene Investigator Program, in an amount not to exceed \$41,000.

*I-13. Approved the purchase of Motorola base station radios and software upgrade for existing radios from Red Cloud, Inc. in an amount not to exceed \$101,000.

*I-14. Accepted and appropriated funds for year two and three of a Community Development Block Grant (CDBG), in the amount of \$24,000, for the Library and Cultural Services Department, Library Division and; approved the Fiscal Year 2018-19 Amendment to the Program Agreement with Contra Costa County for expansion of library services to seniors with the Words on Wheels (WOW) Library Book Van.

*I-15. Received the City's Investment and Cash Balance Report for the month of June 2018.

*I-16. Received the City's Investment and Cash Balance Report for the month of July 2018.

*I-17. Approved a second contract amendment in the amount of \$18,000, not to exceed a total amount of \$61,000, with Keyser Marston Associates, to update the Financial Feasibility Analysis for Residential Development, and appropriated \$18,000 in in-lieu fees to complete the work.

I-18. The matter to approve a contract amendment in the amount of \$105,000, not to exceed a total contract amount of \$115,000, through December 31, 2020, with Kosmont Companies to provide financial and real estate advisory services related to Point Molate, was introduced by Planning Manager Lina Velasco. Discussion ensued. Jim Hanson, Beryl Golden, Shirley Dean, and Deborah Bayer gave comments. Further discussion ensued. A motion was made by Councilmember Recinos, seconded by Councilmember Myrick, to approve said contract amendment. A substitute motion was made by Councilmember Martinez, seconded by Councilmember Beckles, to postpone the item to the September 18, 2018, City Council meeting with a presentation from staff sharing their basis for decisions made concerning Point Molate. Further discussion ensued. A motion made by Councilmember Martinez, seconded by Vice Mayor Willis, to call the question (and end debate) failed by the following vote: **Ayes:** Councilmembers Beckles, Martinez, and Vice Mayor Willis. **Noes:** Councilmembers Choi, Myrick, and Mayor Butt. **Absent:** None. **Abstained:** Councilmember Recinos. The substitute motion to postpone the item failed by the following vote: **Ayes:** Councilmembers Beckles, Martinez, and Vice Mayor Willis. **Noes:** Councilmembers Choi, Recinos, and Mayor Butt. **Absent:** None. **Abstained:** Councilmember Myrick. The main motion approved said contract amendment by the following vote: **Ayes:** Councilmembers Choi, Myrick, Recinos, and Mayor Butt. **Noes:** Councilmembers Beckles, Martinez, and Vice Mayor Willis. **Absent:** None. **Abstained:** None.

*I-19. Received a report on the Richmond Municipal Sewer District for the months of June and July 2018.

I-20. The matter to approve a contract with Bay Area Tree Specialists in an amount not to exceed \$21,000, for a term from September 12, 2018, to June 30, 2019, for Pine tree removals at Fairmede Park, was introduced by Parks Superintendent Greg Hardesty. Discussion ensued. Hulan Barnett gave comments. On motion of Councilmember Myrick, seconded by Vice Mayor Willis, approved said contract by the unanimous vote of the City Council.

*I-21. Approved the minutes of the August 7, 2018, regular Richmond City Council meeting.

COUNCIL AS A WHOLE

J-1. The matter to discuss and consider reinstating the requirement to speak with a staff member prior to removing an item from the Consent Calendar was introduced by Vice Mayor Willis. This policy would not include items sponsored by the Mayor or Councilmembers. Discussion ensued. Cordell Hindler and Mark Wassberg gave comments. Further discussion ensued. A motion was made by Councilmember Beckles, seconded by Councilmember Recinos, to approve the item. A friendly amendment made by Vice Mayor Willis not requiring a staff member signature on the speaker card unless a constituent is contradicted by staff more than three times was accepted. The motion passed with the friendly amendment by the unanimous vote of the City Council.

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

Mayor Butt reported that he started attending Global Climate Action Summit activities during the week of September 10, 2018.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:20 p.m., in memory of Urban Peace Movement Campaign Coordinator Dr. Prince White and founding board member for the Richmond Main Street Initiative, Arnold "Arnie" Kasendorf, to meet again on Tuesday, September 18, 2018, at 6:30 p.m.

Clerk of the City of Richmond

(SEAL)

Approved:

Mayor